

APPENDIX I

TAB S

00001
 1 THE UNITED STATES DISTRICT COURT
 2 FOR THE MIDDLE DISTRICT OF PENNSYLVANIA
 3 TAMMY KITZMILLER, et al.,
 4 Plaintiffs CIVIL ACTION NO. 04-CV-2688
 5 vs.
 6 DOVER AREA SCHOOL DISTRICT, (JUDGE JONES)
 7 et al.,
 8 Defendants
 9
 10 Deposition of : ANGIE YINGLING
 11 Taken by : Plaintiff
 12 Date : April 27, 2005, 10:00 a.m.
 13 Before : Vicki L. Fox, RMR,
 14 Reporter-Notary
 15 Place : 200 One Keystone Plaza
 16 North Front and Market Streets
 17 Harrisburg, Pennsylvania
 18 APPEARANCES:
 19 PEPPER HAMILTON LLP
 20 BY: ERIC ROTHCHILD, ESQUIRE
 21 For - Plaintiffs
 22 THOMAS MORE LAW CENTER
 23 BY: PATRICK T. GILLEN, ESQUIRE
 24 For - Defendants
 25 ALSO PRESENT: SHEILA HARKINS

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 5 By Mr. Gillen 42
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 9 52. Article Dover Area Loses and Official, Again 29
 10 which appeared in the Tuesday, December 7, 2004
 11 Daily Record, pages P 01397 and P 01398.
 12 53. December 6, 2004 Memo from Angie Yingling to 36
 13 The Dover Area SD Board of School Directors, page
 14 P 01534.
 15 54. Article Board Member Says the Worst Is Coming 37
 16 Which appeared in the Wednesday, December 8,
 17 2004 Daily Record, pages P 01399 and P 01400.
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 1 STIPULATION
 2 It is hereby stipulated by and between the
 3 respective parties that sealing, certification and filing
 4 are waived; and that all objections except as to the form
 5 of the question are reserved until the time of trial.
 6
 7 ANGIE YINGLING, called as a witness, being duly
 8 sworn, was examined and testified, as follows:
 9
 10 BY MR. ROTHCHILD.
 11 Q. Good morning, Ms. Yingling. I have introduced myself
 12 off the record, but let me do it on the record. My
 13 name is Eric Rothschild. I am with the law firm of
 14 Pepper Hamilton, and your deposition is being taken in
 15 the matter that has been captioned Kitzmiller versus the
 16 Dover Area School District, do you understand that?
 17 A. Yes.
 18 Q. Have you ever participated in a deposition before?
 19 A. I think so, yes. It has been a while.
 20 Q. More than once?
 21 A. I am trying to think of what I would have been involved
 22 in. It is usually like zoning in Dover or helping my
 23 dad with zoning.
 24 Q. In that context, you have actually had your deposition
 25 taken in the form that we are doing today with a court

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 1 reporter?
 2 A. Yes.
 3 Q. Taking down your testimony?
 4 A. Yes, correct.
 5 Q. In this process, I am going to be asking you questions,
 6 and you are going to be giving me answers. Vicki here
 7 is going to be taking those questions and answers down
 8 in order to create a written record of the deposition.
 9 A. Okay.
 10 Q. In order to make that easier, we both have to try and do
 11 a few things. One is not to talk too quickly, which is
 12 usually my shortcoming. Okay?
 13 Another thing is that when I ask you questions, I
 14 am going to ask you to wait and make sure that my
 15 question is finished before you give your answer. In
 16 normal conversation, we often anticipate what each other
 17 is going to say and interrupt to provide an answer. And
 18 we are almost always correct.
 19 But in this process where we are trying to get a
 20 clearer written record, if we do that, it may muddy the
 21 record up. So if you could just wait until my questions
 22 are done, as you are doing now, I would appreciate that.
 23 Okay?
 24 A. Sure.
 25 Q. Similarly, I will endeavor to do the same. Eh as you

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1 are giving answers, make sure that your answers are done
 2 before I ask my next question.
 3 A. Okay.
 4 Q. If at any time I fail to do that, please let me know,
 5 and I will let you finish your answer. Okay?
 6 A. Okay.
 7 Q. Also I need you to answer in words as opposed to uh-hum
 8 or ah-hah or sounds of that kind, which I don't even
 9 know how it is being taken down right now. Also nods of
 10 the head or shaking the head can't be properly recorded
 11 in the transcript, okay?
 12 A. Okay.
 13 Q. This is not an endurance test. If at any time you would
 14 like to take a break, please let me know. And I will --
 15 A. We had coffee. Probably that will be necessary. We had
 16 coffee.
 17 Q. And I may initiate breaks as well. Please feel free to
 18 do that.
 19 A. Okay.
 20 Q. Are you represented by counsel at this deposition?
 21 A. No.
 22 Q. Have you talked to any attorneys representing the
 23 District or the School Board in this matter at any time?
 24 A. No.
 25 Q. And that includes Mr. Gillen.

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1 A. No, I don't think so.
 2 Q. Mr. Thompson?
 3 A. Mr. Thompson, yes, he was at one Board meeting before I
 4 quit, yeah. He was at one Board meeting I think in the
 5 back. There was a lot of lawyers there.
 6 Q. You didn't actually speak with him?
 7 A. The only thing he said is who is the Yingling who is
 8 quitting? I said I am. That was it.
 9 Q. Did you speak to -- Ms. Harkins in the attendance today.
 10 Did you speak to her about the deposition?
 11 A. Yes.
 12 Q. When did you speak to her?
 13 A. Just now and before. Just casual talk, nothing.
 14 Q. Did she tell you about her deposition?
 15 A. No.
 16 Q. Did the two of you talk about the events relating to the
 17 change in the biology curriculum?
 18 A. Yes.
 19 Q. Can you summarize for me what you talked about?
 20 A. She just said she is sorry about everything that
 21 happened. I said I am, too, we will always be friends.
 22 She has helped me with real estate, you know.
 23 That it is unfortunate that we are all arguing and
 24 embarrassing to everybody.
 25 Q. Sort of personal remarks?

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1 A. Yes.
 2 Q. Did you talk at all about the specific events that
 3 led --
 4 A. No.
 5 Q. Ms. Yingling --
 6 A. Sorry.
 7 Q. You have to wait until I finish my question. Let's
 8 start that one over. Did you speak about any of the
 9 events that led up to the change in the biology
 10 curriculum?
 11 A. No.
 12 Q. Did you speak to anybody else about those events in
 13 preparation for this deposition?
 14 A. Only Casey and Jeff Brown.
 15 Q. When did you talk to them?
 16 A. Maybe a month ago about this.
 17 Q. Where do you live?
 18 A. Dunwood Estates in Dover.
 19 Q. Are you married?
 20 A. Widow.
 21 Q. Do you have any children in the Dover school system?
 22 A. No.
 23 Q. Have you ever had children in the Dover school system?
 24 A. One child.
 25 Q. How old is that child now?

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1 A. He is 27.
 2 Q. Well passed.
 3 A. Hard to believe.
 4 Q. Did he go to school in the Dover school system?
 5 A. Back then, he attended nine grades until he was eligible
 6 for a sophomore year at a School of Technology for auto
 7 mechanics. Nine years of Dover.
 8 Q. Do you work?
 9 A. Yes.
 10 Q. What do you do?
 11 A. I run a small rental agency with real estate
 12 development.
 13 Q. Do you own that agency?
 14 A. Yes.
 15 Q. Are you the sole owner?
 16 A. Yes, sole.
 17 Q. What was the last level of education that you completed?
 18 A. Two years of college and business school with a
 19 management degree, associates.
 20 Q. When you say college and business school, are you
 21 referring to the same institution?
 22 A. Entity, yes.
 23 Q. What is that?
 24 A. International Business Schools I attended and graduated
 25 from.

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1 Q. Where is that located?
 2 A. It was Harrisburg, Pennsylvania at that time.
 3 Q. When did you complete your degree at that school?
 4 A. Oh, my. Well, I'm trying to think. I believe it was
 5 1984. '84 I think.
 6 Q. Did you take any science courses at the International
 7 Business School?
 8 A. Yes.
 9 Q. What science classes did you take?
 10 A. Biology and physical anatomy were required, yes.
 11 Q. Since that time, have you had any formal science
 12 education?
 13 A. Not that I can really remember. I went to York College,
 14 but I don't remember anything. Just business finance
 15 courses that I remember. I don't think so. It has been
 16 quite a while, probably like twenty some years.
 17 Q. When did you first become a member of the Dover Area
 18 School Board?
 19 A. Well, let me see. My tenure would be up now. It is
 20 2001 was when I was elected in the primary and election.
 21 Q. And when did you end your tenure on the Board?
 22 A. I resigned before my company vacation. I believe it was
 23 January I resigned because we left on a trip -- or
 24 February. Beginning of February because we left on a
 25 trip out of the country. So I know I resigned before

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1 that because I would have had to miss meetings, anyway.
 2 It was either January or beginning of February I
 3 handed in my resignation of November.
 4 Q. Of this year, 2005?
 5 A. No, 2004.
 6 Q. You handed in your resignation in November?
 7 A. Just verbally, yes. Not written yet.
 8 Q. Let just's make it clear.
 9 A. That was verbal in November.
 10 Q. Then you formally resigned in January or February of
 11 2005?
 12 A. Yes. It was February, I believe the beginning of the
 13 first meeting.
 14 Q. Did you have to run more than once for the Board, or did
 15 you only run the once in 2001?
 16 A. I only ran once as a candidate.
 17 Q. Did you run with a slate of candidates?
 18 A. Yes, I did.
 19 Q. Who was on that slate?
 20 A. Bonsell, Brown, Harkins and Yingling.
 21 Q. That is Alan Bonsell?
 22 A. Yes.
 23 Q. And Sheila Harkins?
 24 A. Sheila Harkins and Mrs. Casey Brown. Carol is her real
 25 name, but everybody calls her Casey.

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1 Q. Am I correct in understanding that Jeff Brown was not
 2 part of that slate?
 3 A. No.
 4 Q. During the course of the campaign, did the candidates on
 5 your slate meet to plan their campaign?
 6 A. Yes.
 7 Q. Were there discussions amongst the slate of candidates
 8 about what they wanted to accomplish if they were
 9 elected to the School Board?
 10 A. Yes.
 11 Q. During those discussions, did any Board members express
 12 interest in bringing more religion into school?
 13 A. Well, I don't think it was said like that.
 14 Q. Was there anything that you understood to involve
 15 bringing more religion into school?
 16 A. Not really like that. I mean Alan always wants to make
 17 curriculum changes. I didn't realize it was going to go
 18 this far. Just curriculum.
 19 Q. So did Mr. Bonsell discuss curriculum changes that he
 20 would like to make?
 21 A. He just said he would like to examine the curriculum
 22 beyond those committees and make some changes. It
 23 wasn't anything about religion said right then.
 24 Q. Did he describe which aspects of the curriculum he was
 25 interested in exploring?

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1 A. Not that I remember, no. Not in any detail. These
 2 meetings were big. He could have, but it wasn't to me.
 3 I was on the other side of the table.
 4 Q. Was there any discussion during these meetings of
 5 changing the science curriculum?
 6 A. Not that I remember. But, of course, this is five years
 7 back now, too.
 8 Q. Sure.
 9 A. I just don't recall. I don't know.
 10 Q. Any discussion about how Evolution would be taught?
 11 A. No, no, not that I remember. Not to me.
 12 Q. During your tenure on the Board, did there come a time
 13 when the purchase of a biology book and the content of
 14 the biology curriculum became an issue?
 15 A. Yes.
 16 Q. Did you attend meetings in which those topics were
 17 discussed?
 18 A. Yes.
 19 Q. I am going to show you an article in the "York Daily
 20 Record" dated June 15, 2004 which is part of a
 21 compilation of articles that we have marked as
 22 Plaintiffs Exhibit 4. Let me just show you.
 23 That article is dated June 15, 2004?
 24 A. Yes.
 25 Q. And there is a reference to Monday evenings, Dover Area

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1 School Board meeting?

2 A. Okay.

3 Q. Do you see that?

4 A. Yes.

5 Q. There is reference to discussions over a new biology

6 book for the high school; do you see that?

7 A. Yeah.

8 Q. And in that article, it attributes to Mr. Buckingham the

9 statement nowhere in the Constitution does it call for

10 separation of church and state. Do you see that?

11 A. Yeah.

12 Q. Do you remember Mr. Buckingham making a statement to

13 that effect in a meeting in June discussing the biology

14 curriculum?

15 A. Yes.

16 Q. And then further down the page, there is a statement

17 attributed to Mr. Buckingham 2,000 years ago someone

18 died on a cross, can't someone take a stand for him; do

19 you see that?

20 A. Yes.

21 Q. Do you remember Mr. Buckingham making that statement?

22 A. Oh, yes.

23 Q. Do you remember it occurring around this June time

24 period in relation to discussion of the biology

25 curriculum?

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1 A. Yes.

2 Q. During these meetings in June, 2004, do you remember

3 Mr. Buckingham making statements about his desire to

4 have Creationism taught alongside Evolution or to

5 purchase -- let me just ask that question.

6 A. Yes.

7 Q. And do you remember any other School Board members

8 making statements in support of that same proposition?

9 A. Probably, but it's too long. Too much time has passed.

10 I guess. I mean it's nothing wrong I guess with

11 teaching everything. I am sure they did. I just can't

12 sit here and recall any of them to tell you their names

13 or anything.

14 Q. You do remember Mr. Buckingham making statements to that

15 effect?

16 A. Yes. He yells a lot, yes. That's why I remember that.

17 I asked Casey Brown when it was. She said June. That

18 is why I asked Casey. I need dates here because I can't

19 remember all this stuff, but I remember it.

20 Q. You remember Mr. Buckingham making statements about

21 teaching Creationism?

22 A. Usually fights with Jeff.

23 Q. Can I get a yes or no answer?

24 A. Yes, yes.

25 Q. Thank you. Do you recall that there was a meeting in

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1 August, 2004 in which the Board voted on whether to

2 purchase the Miller-Levin Biology textbook?

3 A. Yes.

4 Q. And do you recall that the first vote about whether to

5 make purchase was deadlocked four to four?

6 A. Yes.

7 Q. And in that first vote, am I correct in understanding

8 that you voted against the purchase of the biology

9 textbook?

10 A. Correct.

11 Q. And then in that same meeting, did you switch your vote?

12 A. Yes.

13 Q. Why did you vote against purchase in that first vote?

14 A. Well, when you first think about it, it seems like a

15 good idea. Then as you have more discussion and you

16 realize there's people that don't agree, you know, and

17 why they don't agree, then I changed my mind. I thought

18 maybe we better just stick to the usual.

19 Q. Can you explain why you thought on first consideration

20 that that voting against the purchase was a good idea?

21 A. Well, I tried to help Bill out. I know what he is

22 trying to do. If it is going to upset a lot of people,

23 then you got to be responsible to everybody too, not

24 just Bill.

25 Q. Why were you trying to help Bill out?

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1 A. Well, you know, he wants kids to understand that you

2 might not be descended from apes, you know, something

3 against Darwin's Theory.

4 Q. How would your vote against the purchase of the biology

5 textbook help Bill out or help that objective of Bill's?

6 A. I was trying to just going along with Bill to get some

7 of his things through. It is lobbying. But there's a

8 limit to that, too, what you can do.

9 Q. Was the reason that Bill -- and we are referring to Bill

10 Buckingham I take it?

11 A. Yes.

12 Q. Was the reason that he wanted to vote against the

13 biology textbook because he wanted Of Pandas voted along

14 with it?

15 A. Right, correct.

16 Q. And that was what you were trying to help him out in

17 doing?

18 A. Right, yeah. He wants some different ideas.

19 Q. Can you explain again why you switched your vote to vote

20 for the purchase of the textbook?

21 A. Well, there was such a strong reaction from the audience

22 that I remember, yelling. And I am on the end so you

23 hear it out of your right ear more, the complaining and

24 yelling and everything that goes on at all these

25 meetings.

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 1 Back then, it was way more out of control than it
 2 is now because Alan was President. Sheila got it under
 3 better control. Alan never had control. They yell and
 4 scream and act like nuts. That is the opposition to the
 5 School Board now. They are here now. I mean running
 6 against them, some of them.
 7 Q. After you switched your vote, did anyone on the Board
 8 say anything to you about your switch?
 9 A. Yeah. Bill was very unhappy with me.
 10 Q. Can you remember what he said?
 11 A. Yes. He yelled at me look at what you have done. Look
 12 at what you have done. How can you be so stupid? I
 13 can't believe you did this. Why? Why? He was really
 14 mad, really mad at me. That has happened before.
 15 Q. Did he say anything else besides -- can you remember
 16 anything else he said besides those kind of statements?
 17 A. Well, the court reporter was standing right there. They
 18 all know. He just was yelling at me for a while. They
 19 were standing right there writing everything down, the
 20 reporter. He really gave it to me.
 21 Q. When you say a reporter, I think you first said a court
 22 reporter.
 23 A. Joe Maldonado from the York Daily Record. I think there
 24 was another one there, the heavyset girl that had a
 25 baby. I can't think of her name.

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 1 Q. I am not sure I am going to volunteer it.
 2 A. I don't know her name. She was there. I think she
 3 left. She had another baby. She had two babies. Now
 4 she left. I don't think she does it anymore. I can't
 5 think of her name, blonde hair.
 6 Q. That is all right. We are going to mark this
 7 confidential.
 8 A. She was pregnant. That is why she was --
 9 Q. I am going to show you an article by Mr. Maldonado dated
 10 August 4th, 2004 in the York Daily Record which is also
 11 part of P-4.
 12 If you read through that article, do you
 13 understand it to be a report on the vote regarding the
 14 biology textbook that we were just talking about?
 15 Let me know when you are done.
 16 A. It's coming back. This is a long time ago, but yes.
 17 Q. So this is an article about the April -- the August
 18 meeting we were talking about where the purchase of the
 19 biology book was approved; is that right, Ms. Yingling?
 20 A. Yeah. This is the other meeting, right, the August 4th
 21 meeting, not the next one, right.
 22 Q. Am I correct in understanding, Ms. Yingling, that this
 23 is an article about the Miller Levin standard biology
 24 textbook was approved?
 25 A. There's more. We had conversation, me and Bill. He was

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 1 very upset with me. He felt I set everybody back. I am
 2 sure I did.
 3 There was so much problem with that vote. And
 4 when everybody in the room is yelling about a problem,
 5 you have got to reconsider sometimes. And, of course,
 6 Dr. Nilsen was visibly upset. I remember this because
 7 it said Nilsen here -- Superintendent Richard Nilsen. I
 8 knew I could clearly see he was distressed about it
 9 because it is a big change.
 10 Q. Now in the article on the first page it says that after
 11 the first vote, Mr. Buckingham said he would approve the
 12 biology book if the Board would also approve a companion
 13 book Of Pandas and People?
 14 A. Right.
 15 Q. Do you remember him saying that?
 16 A. Yeah, that's what he wanted really. I don't think
 17 anybody wanted to change everything.
 18 Q. He is quoted as saying if we don't get our book, you
 19 don't get yours; do you remember him saying that?
 20 A. Him and Jeff are fighting as usual, yes.
 21 Q. Do you remember him making that statement?
 22 A. Yes, yes, yes.
 23 Q. And on the second page, it attributes to Mr. Buckingham
 24 saying to you I can't believe you did that, do you know
 25 what you've done, and that is consistent with your

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 1 memory?
 2 A. That's where I believe there was more than that. That
 3 was said. He was really mad. Yes, he yelled at me. He
 4 said I can't believe you did that. Do you know what you
 5 done? He was yelling while the reporter was standing
 6 right there. Yes.
 7 Q. Did anybody other than Mr. Buckingham say anything to
 8 you after you switched your vote?
 9 A. No, I don't believe so.
 10 Q. Do you remember that there was also a meeting in October
 11 in which there was a vote about whether to change the
 12 biology curriculum?
 13 A. Yes.
 14 Q. I am going to show you an exhibit that we have marked
 15 previously as P-8 which is a Biology Planned Course
 16 Curriculum Guide that we pulled from the Dover website.
 17 I want to turn your attention to the bottom of the page
 18 marked P-01646 and the language in the bottom under Unit
 19 Content Concepts.
 20 A. Okay.
 21 Q. Do you see the language towards the bottom which says
 22 students will be made aware of gaps/problems in Darwin's
 23 Theory and of other Theories of Evolution including, but
 24 not limited to, Intelligent Design?
 25 A. Right.

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 1 Q. Note, the origins of life is not taught. Is that the
 2 language that was added to the biology curriculum when
 3 the Board voted in October of 2004?
 4 A. Yes.
 5 Q. And I am correct in understanding that you voted for
 6 that resolution at that meeting?
 7 A. Yes.
 8 Q. What is your understanding of what Intelligent Design
 9 means in this resolution?
 10 A. Well, it just means life is so complicated, it couldn't
 11 have possibly been, you know, just done by accident. It
 12 would be an intelligent creator. That's how I view it.
 13 Just my opinion.
 14 Q. Where did you get that understanding from?
 15 A. Reading.
 16 Q. What did you read to get that understanding?
 17 A. Just various books, you know, over the years. None of
 18 them come to mind. Just mostly the whole argument of
 19 Darwinism versus this.
 20 Q. When you use the words intelligent creator, are you
 21 referring -- do you have an understanding of some
 22 specific kind of creator?
 23 A. I view it as God. That is my personal take on it, you
 24 know.
 25 Q. What is your understanding of the note, the origins of

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 1 life is not taught, what is your understanding of what
 2 that means in this resolution?
 3 A. Not to get into a messy argument about God with
 4 atheists, you know. In other words, you are not trying
 5 to make it church. You are trying to make it school.
 6 Q. And am I correct in understanding that you have read
 7 books on this subject, but you can't identify any of
 8 them by name?
 9 A. I think it is mostly articles more than just sitting
 10 down and reading a whole book. I generally don't read
 11 books cover to cover unless they are really good. And
 12 bio certainly wouldn't be really good in my personal
 13 library.
 14 It is mostly articles more than books. Just
 15 passing through reading various pieces of a book or
 16 articles on it on the whole debate.
 17 Q. Did you do any of this reading prior to this issue of
 18 the biology curriculum arising in Dover?
 19 A. Not planned, no. Just unplanned, just sitting somewhere
 20 reading it and waiting usually on doctors or something.
 21 Q. And I take it you can't identify any of those articles
 22 by name or author?
 23 A. Well, it would be like the magazines like at Wal-Mart
 24 and the grocery store. You're reading like People,
 25 something like that, on the arguments. You are just

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 1 going in through reading it.
 2 Like there was one in National Geographic, of
 3 course, I know I read. It is science, you know,
 4 articles in these books that are, you know, nonfiction.
 5 You are sitting in waiting areas waiting like for my mom
 6 or my dad. He has had a lot of medical problems.
 7 I just pick up and start reading because I am
 8 bored. You want to get your mind off of what it is on.
 9 My dad had prostate cancer. I now there was one in
 10 Philadelphia I read actually. He went to a hospital
 11 there for like 150 treatments of chemotherapy.
 12 I was reading there. I was sitting there reading.
 13 and I know the one was National Geographic. One was
 14 People. On going articles written by scientists or just
 15 reporters about this that I just read to pass the time.
 16 Q. Did anyone give you any information -- written
 17 information to assist you, is your capacity as a Board
 18 member to decide how to vote on the resolution?
 19 A. Not that I really remember.
 20 Q. When the issue arose in Dover, did you try and gather
 21 any information yourself at that time to educate
 22 yourself about it?
 23 A. No, I didn't.
 24 Q. Are you familiar with the book Of Pandas and People?
 25 A. Yes.

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 1 Q. Did you read the book or any part of book prior to
 2 voting on the resolution?
 3 A. Yes.
 4 Q. When did you do that?
 5 A. Well, I asked Casey Brown and Jeff Brown for their
 6 copies and read it.
 7 Q. And when did that occur in relation to the October 18th
 8 meeting when the vote occurred?
 9 A. It was before, during and after. I didn't read it all
 10 at one sitting. Pieces of it.
 11 Q. The question I am going to ask is not meant to be
 12 condescending because it is hard for me to understand,
 13 but did you understand this book when you read it?
 14 A. No.
 15 Q. Did anyone make any kind of presentation on Intelligent
 16 Design to the Board as a whole before the vote?
 17 A. We just talked about it between yourselves. I don't
 18 think there was anything formal, no.
 19 Q. So nobody outside the Board came in and said here is
 20 what Intelligent Design is?
 21 A. No.
 22 Q. Did anyone -- any of the Board members give -- share
 23 their understanding of what Intelligent Design is in any
 24 kind of conversations?
 25 A. Probably, but I don't remember it anymore. I mean they

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1 would talk about it.
2 Q. They, anybody in specific?
3 A. Mostly Alan and Bill. Sometimes Heather would add
4 something. Mostly, the couple of them. It wasn't
5 everybody that I remember. Sometimes, Noel would make a
6 comment or to.
7 I think Jeff and Casey were mostly just mad about
8 everything. And I sort -- I have always sort of been
9 like I am now, nursing for Board out there with my own
10 little thing. You know, I didn't really get into it.
11 Q. Did anybody on the Board express their understanding of
12 who the intelligent designer is?
13 A. Yes, God.
14 Q. Did somebody express that to you?
15 A. Yeah.
16 Q. Who did that?
17 A. Alan and Bill.
18 Q. And did that happen during Board meetings or in just
19 sort of private conversations?
20 A. All of it. Board meetings and executive session and
21 conversations, just talk. Just very informal
22 discussion.
23 Q. They actually said the intelligent designer is God?
24 A. Alan would just say that God has been good to him, that
25 he has a lot to be thankful for. That this is giving

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1 something back. And Bill just says the same thing.
2 Like he has been through a lot, you know.
3 Q. I just want to --
4 A. He is trying to be a good Christian.
5 Q. I want to clarify sort of how they expressed themselves.
6 If you can let me finish the issue the question, did any
7 Board member actually say anything to the effect of my
8 understanding is that the intelligent designer is God?
9 A. I wouldn't say in those words, no, not like that.
10 Q. Tell me -- and I realize you may not be able to repeat
11 the conversation word for word, but tell me your
12 recollection of how Mr. Buckingham expressed his
13 understanding of Intelligent Design in a way that made
14 you think he understood it to be God. Give me your
15 summary of how he expressed himself.
16 A. I think that it's because Bill was shot as a cop and
17 pushed off a second balcony by prisoners, that, you
18 know, I guess he's lucky to be alive. He just feels he
19 owes a lot to God. That is my take on it.
20 Q. Did he ever express anything about Intelligent Design in
21 relationship to what he owes to God? I want to try and
22 connection, make sure if there is a connection.
23 A. That is what I thought it was about. That is my
24 opinion, yeah.
25 Q. But did Mr. Buckingham say anything that led you to hold

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1 that opinion or have that understanding that he thought
2 putting Intelligent Design in the school was a service
3 to God?
4 A. Well, yeah. I mean you can obviously tell by did
5 someone die on the cross two thousand years ago, he is
6 not yelling at me, he is yelling at Jeff, but I just
7 take that as what it means.
8 I didn't really get into any religious
9 conversations because I know that Alan and Bill are way
10 religious, and I'm not like that. I don't go out
11 telling everybody about things. I don't feel
12 comfortable doing that.
13 Q. Other than the two thousand years ago statement, is
14 there anything else Mr. Buckingham said which led you to
15 understand that he was connecting Intelligent Design to
16 religion or God?
17 A. Probably lots of stuff, yes, but I can't really sit her
18 like a book and tell you. I don't remember anymore. It
19 just always went on. But, you know, it is just general
20 talk. It is not really like arguments or anything I had
21 with him.
22 Q. I am asking you the same kind of question for
23 Mr. Bonnell. Was there anything he said that led you to
24 understand that he was connecting Intelligent Design to
25 religion or God?

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1 A. Well, he is not like Bill. I mean he says things like
2 God has been really good to him, and they have a lot,
3 and he should be thankful. But he is not saying I
4 should be thankful. He is saying he should be thankful.
5 He doesn't push it on me.
6 Q. Did he say that in relation to the Intelligent Design
7 vote?
8 A. I don't know. I mean it's always talk. I just can't
9 give you a specific time or date or things. I never
10 argued with Alan ever until now about this. This is the
11 first argument Alan and I have had in five years of
12 working on these Boards.
13 Q. Did anyone attempt to persuade you how to vote on the
14 resolution?
15 A. Yeah, Bill.
16 Q. And when he attempted to persuade you to vote, what did
17 he say?
18 A. He just asked me to vote his way, lobbying, you know,
19 like you do with Board members. Can you help me out?
20 Can you just stick in with me? He sees me bail and he
21 asks me to just hang in there and try to help him out.
22 I get a little bit antsy with things. He knows
23 that. Because I think there is a lot of people that
24 don't like it, voters, constituents, people who don't
25 believe in God, people who believe in different

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1 religions. I feel the pressure, you know. So he could
2 see that I am pulling away. I try to help him with what
3 I could do, you know, without thinking I'm offending a
4 bunch of people.

5 Q. I am going to mark an exhibit.

6 MR. ROTHSCCHILD: Off the record, please.

7 AFTER RECESS

8 (Plaintiffs Deposition Exhibit 52 was marked.)

9 BY MR. ROTHSCCHILD:

10 Q. Ms. Yingling, I was asking about the October 18th

11 meeting, and the court reporter has handed you Exhibit

12 52 which is an article by Joseph Maldonado dated

13 December 7th, 2004 titled "Dover Area Loves An Official,
14 Again."

15 I would like you to read that, and then I will ask

16 you some followup questions about the article.

17 A. (Witness complies.)

18 Q. Are you through?

19 A. Yes.

20 Q. Have you seen this article before today?

21 A. Yes.

22 Q. I guess in seven paragraph down on the first page, the

23 article reports that she, referring to you, regrets

24 voting October 18th to add Intelligent Design to the

25 student curriculum, but she said she did so because many

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1 on the Board pressured her by accusing her of being an
2 atheist and unChristian.

3 Does that paragraph accurately reflect why you

4 voted for the October 18th resolution?

5 A. I think the reason I voted for it was I'm trying to help

6 Bill out. That is why I voted for it because he asked

7 me to.

8 Q. Is it accurate that individuals on the Board pressured

9 you by accusing you of being an atheist and unChristian?

10 A. I think there were comments made to me, Jeff and Casey

11 if you don't along with it, you are not a very Christian

12 person, yes.

13 Q. Who made those comments?

14 A. Mostly Bill.

15 Q. The article says that many on the Board. Let me

16 withdraw that.

17 A. It can't be many.

18 Q. Let me withdraw that for a moment. Did Bill make those

19 kind of remarks to you before the vote?

20 A. Yeah.

21 Q. That is a yes?

22 A. Yes. Mostly Bill, yes.

23 Q. Was there anybody else on the Board who made comments to

24 you to that effect?

25 A. It wouldn't be direct comments. It wouldn't be relevant

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1 to this, you know, no.

2 Q. Did anybody on the Board make similar comments to you in
3 other contexts?

4 A. Well, I think that I probably was too sensitive with

5 some of the comments that were made, yes.

6 Q. But you do recall that Mr. Buckingham did suggest you

7 would be unChristian if you didn't vote for the

8 resolution?

9 A. Absolutely, yes.

10 Q. How did you respond to that?

11 A. I usually respond the same way. How can you ask me that

12 question when you know that my husband died so young and

13 watching him die? I don't even probably give them the

14 answer they want, you know.

15 Q. Did any other members of the Board who voted for the

16 resolution tell you why they voted that way?

17 A. Probably.

18 Q. Can you remember any of those conversations?

19 A. They were just general conversations, you know, nothing

20 that was real -- I wasn't arguing with any of them over

21 it. I mean just they did what they thought was the

22 right thing to do.

23 Q. For example, do you remember Mrs. Geesey saying why she

24 vote for it?

25 A. Yes, she is very religious.

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1 Q. Did she say she voted for it because she was religious?

2 A. Because she is a Christian.

3 Q. She said that?

4 A. Yeah.

5 Q. What about Ms. Cleaver, did she say why?

6 A. Yes. Jane is very, very religious, very much.

7 Q. I just want to be clear. I want to distinguish between

8 the fact that she is religious and whether she said I am

9 voting for it because I am a Christian or I am

10 religious. Did she say that?

11 A. Janie and I had, you know, just private little

12 conversations that were just very nice all the time.

13 Janie is very is sophisticated and very well-spoken, you
14 know.

15 She believes that this is a good way to go with

16 kids who are bad and kids who do horrible things like

17 murder and, you know, rape and kill their fellow

18 classmates. I mean that it would bring some type of

19 behavior into the classroom that would be better.

20 Q. And she said that was a reason she was voting for this?

21 A. Yes.

22 Q. Did she ever say I am voting for this because I am a

23 Christian?

24 A. Not to those kind of words, no.

25 Q. Anything else that she --

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1 A. She would say she is a Christian, but not in this stuff.
 2 Q. That is exactly what I am trying to clarify.
 3 A. Yeah.
 4 Q. I understand that members of the Board -- or some of
 5 them are religious?
 6 A. Very.
 7 Q. And that you may infer that their voting a certain way
 8 because they are religious, but I am really asking you
 9 about the things they have said. Okay?
 10 So sticking with Ms. Cleaver, you talked about how
 11 she --
 12 A. My personal pressure doesn't come from Janie, no.
 13 Q. I am not asking about your pressure. I am asking
 14 whether Ms. Cleaver ever said I am voting for the
 15 resolution because and said what the because was?
 16 A. Probably did, yeah.
 17 Q. I think you mentioned some of what she said was it will
 18 help bad kids?
 19 A. Right, the really bad children who do really bad things
 20 like murder.
 21 Q. Did she explain why she thought the resolution about
 22 Intelligent Design would help in that way?
 23 A. Sure. To try to get them on the right path because they
 24 are on the path to doing these dreadful things, yeah.
 25 Q. Is that something she said?

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1 A. Yeah.
 2 Q. What about Ms. Geesey, can you recall anything she said
 3 about why she voted for the resolution?
 4 A. Just the right thing to do. I know she said that. She
 5 believes she's doing the right thing, and this is the
 6 way to go. Just general comments, you know. I would
 7 say yeah, I see your point about it.
 8 Q. Did there come a time when you changed your mind about
 9 how you had voted on the biology curriculum?
 10 A. Yes.
 11 Q. Do you remember when that occurred? If the vote was
 12 October 18th, when did you come to the conclusion you
 13 might have made a mistake in your vote?
 14 A. Well, just as there is also a lot of pressure on what
 15 you're doing to the community and how we are going to
 16 pay for all of it. People have different ideas and
 17 opinions and beliefs, yes. There was pressure.
 18 Q. There was pressure, but did you come to any -- why did
 19 you decide it was a mistake? What was wrong about the
 20 vote?
 21 A. The biggest thing is what you hear out of your right
 22 ear. I am on the end. So you hear them grumbling and
 23 complaining and whining and just right out yelling about
 24 it, you know.
 25 Like I said, when Alan was President, there wasn't

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1 a lot of civility and control. He just left them yell
 2 and scream and dance around.
 3 There's tables and tables always on my side on the
 4 right-hand side of disgruntled teachers and former Board
 5 members, and I hear them because I'm on the end. I
 6 don't think they hear them being up around the circle in
 7 the middle, but I hear them complaining constantly what
 8 are you doing? Are you crazy? Are you nuts? You can't
 9 do this kind of stuff.
 10 Q. Other than what people at the Board meeting were saying,
 11 was there anything else that led you to the conclusion
 12 that the vote was not a good idea?
 13 A. Yeah. A lot of stuff.
 14 Q. What else?
 15 A. My dad says the religious freaks have taken over Dover.
 16 My mom says what in the name of God are you doing? I
 17 mean my relatives are horrified. My aunt thinks it's a
 18 bunch of idiots running the Board.
 19 I mean the comments from neighbors. They stop me,
 20 and they won't let me pass in the middle of the street.
 21 Dr. Troxell stands in front of my vehicle and says what
 22 are you doing? Have you people lost your minds?
 23 I mean Dr. Troxell knows. He is an administrator.
 24 You're going to be sued big. The comments come from my
 25 next door neighbors, my neighbors down the street, my

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1 neighbors in the new section, my neighbors in the old
 2 sex. It is coming from everywhere. What are you doing?
 3 Have you lost your mind?
 4 Mostly my dad, he says, why are you doing this?
 5 It doesn't belong in school. I don't want to pay for
 6 it. I'm sure nobody else wants to pay for it. You
 7 better get off the Board.
 8 I have a lot of pressure to resign. A lot of
 9 pressure from Dr. Troxell, Barbie Troxell, my neighbors,
 10 my family to resign so I am not part of this lawsuit.
 11 MR. ROTHSCHILD: Okay. I am going to mark this as
 12 Exhibit 53.
 13 (Plaintiffs Deposition Exhibit 53 was marked.)
 14 BY MR. ROTHSCHILD:
 15 Q. Do you recognize the document we have marked as P-53?
 16 A. Yes.
 17 Q. What is that?
 18 A. I just wanted them to go back and, you know, let's talk
 19 about it, change some things, yes.
 20 Q. Is it basically a request to the Board to --
 21 A. It is a memo.
 22 Q. You have to let me finish.
 23 A. I am sorry.
 24 Q. Is the document I have given you, P-53, a request to the
 25 Board to reconsider the change in the biology

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1 curriculum?
2 A. Yes.
3 Q. And your request is -- your suggestion is remove the
4 language that was added to the biology curriculum and go
5 back to the language that existed before?
6 A. Right.
7 Q. What happened to this request for the Board to
8 reconsider?
9 A. They won't do it.
10 Q. There never was a vote to reconsider?
11 A. No. Alan, the Board President, said this sets us back.
12 MR. ROTHSCHILD: Mark this as P-54.
13 (Plaintiffs Deposition Exhibit 54 was introduced.)
14 BY MR. ROTHSCHILD:
15 Q. Ms. Yingling, I have handed you P-54, which is a
16 December 8th, 2004 article by Joseph Maldonado titled
17 Board Member Says the Worst Is Coming, Angie Yingling
18 Offered Her Resignation Over the Intelligent Design
19 Controversy.
20 Have you seen this article before?
21 A. Yes, last year I believe.
22 Q. And it says in the article that you were unable to get a
23 second on a motion to revisit an October 18th curriculum
24 change. Do you see that in the third paragraph?
25 A. No. Are you on the second page?

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1 Q. First page, third paragraph in the paragraph that starts
2 Yingling offered.
3 A. Right, right, right.
4 Q. And so was that your effort to get the curriculum
5 reconsidered that we saw in the memo?
6 A. Right, yes.
7 Q. And further down the page, Mr. Maldonado reports that
8 the biggest reason she said she was unable to get a
9 second on her motion is because of what she said is the
10 influence Alan Bonsell, the Board President, has on
11 other Board members. Do you see that?
12 A. Yes.
13 Q. Is that something you told Mr. Maldonado?
14 A. Well, I believe it to be true. I don't know if I told
15 him that or not. I may have told someone else, and he
16 heard me. I don't think I told Joe. I think I was
17 complaining to somebody else.
18 Q. But the statement is an accurate report of yours?
19 A. That is what I think. I think Bill has influence, too.
20 Q. What did you mean by the influence Alan Bonsell has on
21 other Board members?
22 A. Just to do the right thing. I think Alan has a lot of
23 influence because him and his family are very wealthy.
24 He is very well-spoken. So is his dad. They are in
25 politics.

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1 They tell you what they think, and that you
2 probably should do what they think.
3 Q. Does Mr. Bonsell's influence in part derive from his
4 ability to persuade others?
5 A. I think he is very good at persuading others, yes.
6 Q. Other than persuading by argument or discussion, is
7 there any other way he has influence on the Board
8 members?
9 A. Well, Alan isn't like Bill. Bill likes to yell and
10 scream at Jeff. Alan is very well-spoken. And Alan
11 doesn't yell and scream to get his point across. Alan
12 is reasonable, and his talk is intelligent, well thought
13 out. He takes his time making every decision he makes.
14 He has the time to make decisions, unlike most of
15 us who have to rush with our whole life. He takes his
16 time, and looks at all sides. And he likes to hear what
17 people have to say.
18 I mean it is my opinion that Alan is very, very,
19 very -- for lack of a better word -- my dad calls him
20 whacked out religious. That is what my dad calls both
21 of them, him and his dad, and they are. They are real
22 adamant about everybody being a Christian and doing the
23 right thing.
24 There's nothing wrong with that, but it makes me
25 feel uncomfortable. And I should have probably said

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1 something long before this.
2 Q. When you use the phrase or agree with your dad's phrase
3 whacked out religious, what do you mean by that?
4 A. They are always pressuring other people to believe in
5 God, and be religious, and go out and tell people that
6 you are Christian and try to get them to come to your
7 church, try to get them to understand your way of
8 thinking. It is just religious lobbying that goes on.
9 Q. Did that religious lobbying occur in the context of the
10 Board's activities?
11 A. I just don't agree with that. I think that Alan makes
12 statements that have offended me, and I should have said
13 something. I have left it go for five years. I haven't
14 said anything. Then it builds, and it builds, and it
15 builds until you just snap one day. And this is my
16 fault. This isn't Alan's fault. This is my fault
17 because I wasn't honest with him.
18 I take offense to some things, and I have been
19 taking offense for a long time, and I don't -- I don't
20 make myself clear at all.
21 Q. Let me go back and make sure my question is answered
22 which is: Did he engage in any of this what you phrased
23 as religious lobbying in sessions of the Board, whether
24 public or executive?
25 A. The only thing -- and it is embarrassing and secretly

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 1 offends me, and it is all my problem. It is not Alan.
 2 He will say a lot that God has been so good to him, and
 3 God has been so good to his wife, and he should be
 4 thankful to God.
 5 And I don't agree with that. I think his dad and
 6 his mom and his grandma have given him everything that
 7 he has. He hasn't worked for it. That is not a nice
 8 statement. It is not nice to say these things.
 9 I mean I am being not nice. I am not being a good
 10 friend. And I know that he thinks I am not a good
 11 friend because he told me that. I guess I just think
 12 that God doesn't have anything to do with it.
 13 I think that his mom and his dad and grandma gave
 14 him an awful lot of stuff. I personally taking offense,
 15 and it is my problem. And I look like a jealous, bitchy
 16 friend. And it's not what I mean to, but I take offense
 17 to it. I have been taking offense for five years, and I
 18 never said anything. This is all very embarrassing to
 19 me. Do you know what I mean?
 20 Q. Did you ultimately make a decision to resign from the
 21 School Board?
 22 A. Yes.
 23 Q. Why did you do that?
 24 A. Because I was angry with Sheila and Alan for not going
 25 back and talking about this stuff. I am pissed off at

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00042
 1 them.
 2 MR. ROTHSCILD: I have no further questions.
 3 Thank you.
 4 BY MR. GILLEN:
 5 Q. Angie, I am going to have some questions. Do you want
 6 to take a minute or so, or are you okay?
 7 A. No. Go ahead. It is all embarrassing because these are
 8 my friends, you know. I am sure they are disappointed
 9 in me.
 10 Q. Well, I understand. I think that friends can honestly
 11 differ, and I think that is in large part of what is
 12 going on here.
 13 MS. HARKINS: Do you want a hug quick, Angie? I
 14 will give you a hug.
 15 MR. ROTHSCILD: Off the record.
 16 (An off-the-record discussion was had.)
 17 BY MR. GILLEN:
 18 Q. Angie, my name is Pat Gillen. We have also met off the
 19 record, but I want to let you know again as I begin
 20 asking you a few questions that I represent the School
 21 Board.
 22 And Mr. Rothstein, Eric -- Rothschild, forgive me
 23 -- has asked you a number of questions. I am trying to
 24 get a little more detail about some of the events that
 25 you recounted.

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 1 Let me ask you: Prior to the June, 2004 Board
 2 meetings which we have discussed here, was there any
 3 time at which the biology text or biology curriculum
 4 came to your attention?
 5 A. Well, there were several comments about changes and
 6 things, not really into specific arguments in anything
 7 like there is now. Just random.
 8 Q. So if we look back at that period, which begins say
 9 January of 2004 and ends at the end of May, 2004, do you
 10 recall any discussion of the biology text or biology
 11 curriculum during that period?
 12 A. Well, yeah. Alan was in charge of curriculum, and Bill
 13 was on it, too, and Heather, just reviewing things, just
 14 general statements about reviewing biology. It's been
 15 going on for some time.
 16 I never wanted curriculum so I wasn't too much
 17 involved. Mostly budget and other things. I go to
 18 other schools. That is my thing, not curriculum.
 19 Q. Okay. Do you recall what that discussion was about?
 20 A. Just that the curriculum committee wanted to change some
 21 things. They wouldn't even elaborate. Not that I
 22 remember.
 23 Q. Do you recall any discussion of the biology text not
 24 being balanced?
 25 A. Yeah.

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 1 Q. Do you recall any discussion of either Alan or Bill
 2 saying we want other scientific theories to be
 3 discussed?
 4 A. Right, right. It wasn't Heather. It was Alan and Bill.
 5 They would like to have some other ideas. But they
 6 didn't go into anything. It was never anything past
 7 some changes and some balancing. That would be the end
 8 of the words that I remember, but I never was invited to
 9 these meetings. I am not on that committee. I have
 10 plenty of committees on my own.
 11 Q. I do understand that. I know you weren't on the
 12 curriculum committee.
 13 Do you recall -- again, we are looking at this
 14 period January through the end of May of 2004, any
 15 discussion of Intelligent Design?
 16 A. Not with me, no.
 17 Q. Do you recall hearing the term during that period?
 18 A. Yeah. Just hearing it, but it never was directed at me,
 19 no.
 20 Q. Do you recall any of the teachers appearing at any Board
 21 meetings between the period January, 2004 and up until
 22 the end of May, not at June yet, up until the end of May
 23 to discuss the biology text?
 24 A. I think it was Bert Spahr who is in charge of the whole
 25 Science Department. I had her.

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1 Q. Do you recall anything she said during that period?

2 A. Bert is always complaining about everything. All she

3 ever does is complain. I mean I had her for three

4 grades. You know.

5 She is -- boy, I don't care for her. I had her as

6 a student so I really dislike her. That's all I can say

7 about her. I remember she complains all the time. So

8 because she is constantly complaining, I turn a deaf ear

9 to her. I don't pay attention because I am just so used

10 to it.

11 Q. Okay.

12 A. She complains all the time.

13 Q. Just give me an idea what you mean about that.

14 A. She is always bitching all the time. All she does is

15 bitch constantly. So I just don't listen to her.

16 Q. I do understand how people can turn you off.

17 A. Yes, I don't even hear her. I just see her mouth

18 moving, and I write or read. I do. I don't pay

19 attention at all. I have the ability to turn her off.

20 I think it comes from 27 years in food and

21 beverage. You just turn off all the tremendous noise

22 around you, and just go into your own menus and

23 everything that you need to do. I just completely turn

24 her off. I see her mouth moving, but I don't hear a

25 word she says.

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1 Q. Right. Let's focus on the June meetings. And, again, I

2 want to ask you: Do you recall during these June

3 meetings Bill Buckingham discussing the text in terms of

4 balance?

5 A. Yes.

6 Q. And do you recall the discussion of Intelligent Design

7 from Bill Buckingham saying we need another scientific

8 theory?

9 A. Yes.

10 Q. And let me ask you specifically: When he was saying

11 scientific theory, did he mention Intelligent Design in

12 connection with that?

13 MR. ROTHSCHILD: Objection. Lacks foundation and

14 leading.

15 A. I can't remember. It is almost a year ago. I can't

16 remember any more.

17 BY MR. GILLEN:

18 Q. When he mentioned Intelligent Design at that time, did

19 he mention the text Of Pandas?

20 MR. ROTHSCHILD: Objection. I would like an

21 objection to this whole line as leading.

22 A. I can't remember. I don't know. I might not have been

23 paying too close of attention.

24 BY MR. GILLEN:

25 Q. I understand. That is fine.

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1 A. I am so involved in all my own committees that I just

2 can't recall anyway.

3 Q. Okay. I know you have said that Mr. Buckingham used the

4 term Creationism at a certain time. And you have also

5 said that the meetings were very -- how shall I say it

6 -- there was a great deal of comment from the public

7 section. Is that correct?

8 A. Yeah. They are always, yeah.

9 Q. Do you recall whether Mr. Buckingham used the term

10 Creationism in response to comments from the public?

11 A. I don't really remember. I know it is always something

12 going on up there. I mean it is very clear that the

13 teachers don't like the current Board. I mean it is

14 always the same group of teachers and the same

15 disgruntled Board members who resigned sitting there

16 complaining.

17 It's again, it is just like Bert Spahr, you are

18 just used to the constant complaining all the time.

19 They find fault with everything we do. And that's why

20 they are there.

21 Q. Let me ask you do you recall Barrie Callahan being at

22 Board meetings in June?

23 A. Oh, yeah. She is always up there whining about

24 something. Again, I turn my ear to her, too. I turn a

25 deaf ear because she is always at the podium

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1 complaining.

2 Nothing suits her. She was voted out. And, of

3 course, that's all our faults, like it wouldn't be the

4 voters faults. So she would be whining about something

5 all the time.

6 Again, I don't listen to her and just sort of read

7 or write or do something else.

8 Q. Do you not listen to her because you think that she is

9 politically motivated?

10 A. Yes.

11 MR. ROTHSCHILD: Objection, leading.

12 BY MR. GILLEN:

13 Q. Do you recall whether Barrie Callahan made statements to

14 Bill Buckingham about Intelligent Design being

15 Creationism?

16 A. Yes. And they fight a lot.

17 MR. ROTHSCHILD: Objection, leading.

18 MR. GILLEN: I am just asking her what she

19 remembers.

20 MR. ROTHSCHILD: You are not asking her what Ms.

21 Callahan, what she said on the subject. You are leading

22 with giving her the content.

23 BY MR. GILLEN:

24 Q. Do you recall whether Ms. Callahan accused Bill

25 Buckingham of wanting to teach Creationism?

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1 A. I think she did.
 2 Q. Now when Mrs. Callahan made that accusation, did you
 3 credit it or turn a deaf ear to it?
 4 A. I never listen to her. I just ignore her.
 5 Q. What was your understanding of what Bill wanted in the
 6 biology classroom?
 7 A. I think Bill --
 8 MR. ROTHSCHILD: I am sorry. Are we talking about
 9 a specific time period?
 10 BY MR. GILLEN:
 11 Q. At the June meetings. I am sorry if I was unclear. I
 12 am talking about the June meetings. What I am asking
 13 is --
 14 A. He just wants this program of Intelligent Design brought
 15 forward.
 16 Q. Do you recall Alan Bonsell discussing Intelligent Design
 17 during the June Board meetings?
 18 A. I think he was trying to shut up Barrie Callahan, but
 19 nothing works. I think he was gaveling her down or
 20 something, but nothing works. She just keeps screaming.
 21 The meetings were really out of control when Alan
 22 was President. Community members would complain about
 23 it, and people to me. It was true. Callahan would
 24 always be up there yelling all the time every meeting.
 25 Q. And am I accurate that one of the things she was yelling

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1 is you are trying to teach Creationism?
 2 A. I believe she yelled that I think leaving. They would
 3 finally gavel -- Alan would keep beating the hammer,
 4 gavel her down. She would go back yelling the whole way
 5 back to her usual round table seat. She would be
 6 yelling it th whole way. She would keep on talking.
 7 She wouldn't shut up and just keeps on going all the way
 8 back. She just won't shut up.
 9 Q. Let me ask you: At any time during these June meetings
 10 with this uproar, did any of the Board members tell you
 11 we want Creationism taught in Dover?
 12 A. I just -- I don't really think in those words like that.
 13 I mean all I remember is when the shit hit the fan.
 14 That is all I remember, when Bill and Jeff are always
 15 arguing. And that is it, when Bill yells at me.
 16 I don't really remember them saying it like that
 17 or anything. It's just undercurrent and talk that
 18 wouldn't be like that. They're just talking between
 19 themselves.
 20 Like in executive session, it's not really said
 21 like that. It's more like, you know, like with Alan and
 22 Bill, they want to present different theories. That is
 23 how it goes. It doesn't really go like that.
 24 They just want to present different theories to
 25 the kids. I just sort of sit there and agree, you know.

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1 I think you can give them too much education. I think
 2 we do throw too much at them sometimes as far as
 3 pressure and too much to read. That's how I felt.
 4 But I mean it is mostly college level, and this
 5 book is college level. It's just general talk. It
 6 wasn't really anything specific that I can remember.
 7 And, again, you are going back almost a year.
 8 I remember Callahan always up there yelling. And
 9 Bert Spahr, she's always complaining. People just keep
 10 complaining all the time.
 11 You as a Board member who don't share their views
 12 sort of sit there and zone, like my assistant does, just
 13 go somewhere else, you know.
 14 Q. I do understand that.
 15 A. It's all pretty boring to me because I am not a science
 16 major. I like business administration, mathematics.
 17 This is not my thing at all. This is more the other
 18 Board members thing. It is not mine. I never really
 19 liked science.
 20 Again, I guess that's my opinion I had already
 21 formed on Bert Spahr because of science, having her so
 22 much. I had to have it to get into college. Your
 23 counselor tells you what you have to do to get there.
 24 It's just the ways and means of getting that degree that
 25 you want.

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1 So you know, I think it is kind of bad when Board
 2 members are students.
 3 Q. Well, you have mentioned that during the Board meetings,
 4 there was this discussion Alan and Bill want different
 5 theories?
 6 A. Yeah.
 7 Q. And what I am trying to understand is are the theories
 8 in play here on the one hand Evolution and on the other
 9 hand Intelligent Design?
 10 A. I think so.
 11 MR. ROTHSCHILD: Objection, leading. Just the
 12 June time period?
 13 BY MR. GILLEN:
 14 Q. It is the June time period.
 15 A. Yeah. I think so, yeah.
 16 Q. Do you remember anyone else from the public speaking
 17 during the June, 2004 Board meeting?
 18 A. It's always the usual. Mr. Snook -- it is the Board
 19 members that resigned, Lonnie Langione and the ones that
 20 are mad. They are all very upset they were voted out or
 21 they quit. When they walk off, they are pissed. They
 22 still are.
 23 They are launching a big campaign against the
 24 Board. I am not even in on it; I am on my own. But
 25 with the Browns, of course.

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 1 Yes, it is always Mr. Snook. It is always Lornie
 2 Langione. It is always Barrie Callahan. It is always
 3 the same exact people every meeting up at the podium
 4 yelling. So that is why I tend not to listen to them.
 5 Q. Okay. Any other teachers that came to the podium during
 6 the June meeting?
 7 A. The one with the tight pants. I can't think of her
 8 name. She is young and has very tight pants. She's a
 9 ninth grade teacher.
 10 Jen, Jen, that's the one. Jen with tight pants,
 11 yeah.
 12 Q. Can you recall any of the statements that she made?
 13 A. She is not happy about it either. When the teachers are
 14 there, they are not happy. They don't come to the Board
 15 to tell you hey, you're doing a great job. They come to
 16 complain.
 17 There's only one reason teachers are there, that
 18 is to complain. That is the only reason they show up.
 19 They all sit in their little circles and talk about it.
 20 The problem is I can hear them because I am on the end.
 21 So I hear them constantly bitching about us. Yeah, that
 22 was the one with tight pants.
 23 Q. Tell me what you can about the thrust of Jen Miller's
 24 comments at the June, 2004 Board meetings.
 25 A. She didn't want it. She's being jacked up by Bert

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 1 Spahr. Bert Spahr is behind all of it, of course.
 2 Q. When you say she didn't want it, do you mean --
 3 MR. ROTHSCHILD: Objection, leading.
 4 A. She doesn't want the whole thing. Intelligent Design,
 5 she doesn't want it. They all don't want it, the
 6 teachers.
 7 BY MR. GILLEN:
 8 Q. Have they ever told you why?
 9 A. Not me, because I don't talk to them. I mean they don't
 10 like me, and I don't like them. I mean it is pretty
 11 obvious that they hate the Board. I don't get into it
 12 with them.
 13 I mean I don't think I ever had a conversation
 14 with any of them. Of course, the ones that had me know
 15 who I am because I use Zeigler as a middle name. They
 16 remember me. I mean I always got straight A's in
 17 everything, but I don't think they like us on the Board.
 18 I mean they pretty much make that pretty clear.
 19 The ones that are on their way out like Bert Spahr
 20 make it really clear because they are just going to
 21 retire. She has been there like forever. It's time for
 22 some of them to really get out.
 23 That is how I feel, especially the ones I had that
 24 were terrible. Like I said, it is bad when the students
 25 come back as Board members.

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 1 Q. Let me ask you, Angie, when you heard the teachers up
 2 there at the podium in June leveling their complaints
 3 against the Board --
 4 A. Yeah, yeah.
 5 Q. -- were you disposed to give them credit, or did you
 6 think their complaints were about other things?
 7 A. They bitch so much I don't give them merit for much of
 8 anything. That is how I feel about them. All they ever
 9 do is complain about everything.
 10 I mean nothing suits them. If you gave them the
 11 world, they would bitch because there isn't a fence
 12 around it. That's how I feel about them as a whole.
 13 That is just how I think about them. All they do
 14 is complain constantly. I have never seen so much
 15 complaining, never. And they are always unhappy.
 16 Q. If we go to the August meeting where the textbook comes
 17 up, as Eric mentioned, initially you vote with Bill?
 18 A. Right.
 19 Q. As I believe you said that was to tie the approval of
 20 the text Of Pandas to approval of the text Biology by
 21 Miller and Levin; is that correct?
 22 A. Yes.
 23 Q. You mentioned that you had looked at the text Of Pandas
 24 sort of before, during and after --
 25 A. Right.

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 1 Q. -- these votes?
 2 A. Yes.
 3 MR. ROTHSCHILD: Objection, lacks foundation.
 4 BY MR. GILLEN:
 5 Q. Is it safe to say when this vote came up in August, you
 6 had at least looked at it before that time?
 7 A. Yeah.
 8 Q. When you looked at it, and Eric asked you, he said it's
 9 difficult to read, did you have an opinion concerning
 10 whether that was as some teachers said teaching
 11 Creationism?
 12 A. Yeah.
 13 Q. What was that?
 14 A. I think it's difficult to read. And it is to a point,
 15 yeah, I agree.
 16 Q. It is what?
 17 A. Teaching Creationism.
 18 Q. Why do you say that?
 19 A. Well, it is the creator, like the inference is God.
 20 That is how I take it, you know. It's my opinion.
 21 Q. I want to get that as precisely as I can. You said that
 22 is an inference?
 23 A. Right. That is how I interpret it. I don't know if all
 24 the kids are going to, but that is how I take it as an
 25 adult way out of school.

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1 Q. And I understand that. Was there anything in the text
2 that led you to believe or that stated --
3 A. Yeah.
4 Q. What?
5 A. You will have to give it to me. I would have to go
6 through it. It has been so long now. I will have to
7 see the book and go through it to tell you the piece.
8 Q. Just tell me your recollection of the text. In other
9 words, I understand you have made an inference?
10 A. Yeah. That's how I view it. I mean it is to deal with
11 some religion I think, some religious background in
12 teaching of it, which is fine if it is not offending a
13 bunch of people, but unfortunately it is. That is how I
14 look at it.
15 They are mad about it because you are pushing
16 religion down their kids throats. That is how they
17 feel. That is what they tell me at least in person
18 about the book. And, you know, I got to agree to a
19 point. Some of it is poorly written. That may be in
20 conjunction with hard to understand. It is typical
21 college level textbook, you know, and not appropriate.
22 That is what Barrie is always yelling, not
23 appropriate. But again, the ones that complain all the
24 time, you tend to turn a deaf ear to them. That is what
25 they are doing, they are always complaining

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1 Q. And that is what I am trying to understand. I realize
2 initially, you voted to tie the approval of the two
3 texts together?
4 A. Right. It is kind of blackmailing, just like Jeff said.
5 I mean that is Bill's point. In other words, if you
6 give me -- it's just politics. That's all. Give me
7 what I want, and I will give you what you want.
8 How about giving me a little bit here, or I am
9 going to tie you up so I am going to force you to give
10 me what I want. That's all.
11 Q. And then you said you switched your vote?
12 A. Yes.
13 Q. And I want to understand why. It seems to me you have
14 said there was a public outcry.
15 A. Yeah. I can hear them. Especially with my right ear,
16 you can hear them just constantly complaining. It was
17 like outrage. Like what are you doing? You can't do
18 this without talking about it.
19 Everybody thinks like -- I mean you have got to
20 understand. They just don't think that we talk about
21 things enough, that we don't have public involvement or
22 public meetings or public open communication, open
23 forums, and I do think we need more of that. I do think
24 it is a shortcoming. I am right involved with it anyway
25 because I was on the Board four years.

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1 You have got to go out more in the community and
2 see what they think, and take polls, and have some focus
3 groups. I can hear them yelling in my right ear. It is
4 too speedy of a decision.
5 I am thinking we didn't spend a lot of time on
6 something that is so important. Maybe we should go back
7 and look at it again. That is just what I think. But,
8 of course, it comes from public urging too and yelling
9 and complaining, and not from just these, you know -- in
10 my mind, it is four tables, big round tables of
11 complainers.
12 But then you might have ten other tables of people
13 who don't always habitually sit there and complain.
14 Those are the ones that have more influence on me than
15 the four tables of constant complainers they show up at
16 every planning session and every Board session you have
17 that up there.
18 You have the two and two, the two teachers tables,
19 and then you have the constant Board members who quit
20 and their disgruntled group. And then add in more
21 disgruntled taxpayers and groups around the disgruntled
22 Board members who all walked off. That is because of
23 the election and everything.
24 Q. Was there any additional discussion about the book
25 itself before you decided to switch the vote, or you

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1 heard the outcry and you said --
2 A. I was surprised at how loud it was and how much
3 complaining they were doing. It was really bad. Things
4 don't regularly get so bad at Dover. There's always
5 something wrong, but this was pretty good sized.
6 Q. Are you basically --
7 A. And some unusual people complaining that normally don't.
8 That's what influences me. When they are not always up
9 there yelling about something, I tend to listen to them
10 more.
11 Q. So the differing source of the complaints gave them more
12 credence?
13 A. Absolutely, yeah.
14 Q. Can you recall was there anyone specifically who spoke
15 at the meeting?
16 A. Just the usual complainers. They are always up there.
17 Q. So it was more the volume?
18 A. Yeah, and different voices. Not your usual voices that
19 you know who they are without even looking. Like I know
20 Mr. Snook, and I know Mrs. Callahan without even
21 looking. Their voices are so distinctive and loud that
22 you know who they are without even looking at them. I
23 know who is back there complaining.
24 Then, of course, the teachers, you know.
25 Q. If we look at the period between the vote on the text in

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 1 August of 2004 and then the curriculum change vote which
 2 is October 18th, 2004 --
 3 A. Right.
 4 Q. -- I just want to get a sense for whether you were
 5 involved. You've told me I wasn't on the curriculum
 6 committee and so on.
 7 Did you have discussions with Board members during
 8 that period about a contemplated curriculum change?
 9 A. Anything would just be like personal conversations. It
 10 wasn't anything in a group meeting or anything. Just
 11 like on the way out of the executive session or
 12 privately, you know, just in the hallway, in a corner or
 13 anywhere.
 14 You see them everywhere in Dover, grocery store,
 15 whatnot. You just run into them, or they are talking
 16 about their own problems, and it comes up. Just their
 17 car problems and stuff because I just sort of do
 18 administration book work at a small repair service.
 19 Just stuff like that. It wasn't anything formal.
 20 Q. Can you recall any of those discussions between August
 21 and October about?
 22 A. Probably it would be a good idea. It usually comes from
 23 Alan or Bill. Just voting their way would be good.
 24 They are just lobbying but not forcefully or anything.
 25 just little comments. It doesn't mean much. It is just

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 1 ordinary talk that you might do, plus ten other things.
 2 You are talking about everything at once. It is not
 3 centered on that.
 4 Q. I do understand. It is sort of a passing conversation?
 5 A. Yes. Just fleeting moment. I knew they wanted to get
 6 things changed. I just didn't know it was going to be
 7 this bad.
 8 Q. By this bad, this controversial?
 9 A. Yeah.
 10 Q. How about looking at the same period of August after the
 11 vote approving the teacher recommended text Biology and
 12 the October 18th, 2004 meeting on the curriculum change,
 13 any discussion of Of Pandas?
 14 A. I think it was, yeah.
 15 Q. There was?
 16 A. Yes.
 17 Q. Can you recall who you had those discussions with?
 18 A. I think it was Bill. Just about the book. He thought
 19 it was a good idea. I didn't say too much in my
 20 truthful -- the way I thought. You know. The book is
 21 kind of a little bit weird. I didn't say that, but I
 22 thought it.
 23 But I didn't want to upset him because he has
 24 enough problems. I didn't want to upset him.
 25 Q. Okay.

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 1 A. He is not well. His back is not well at all. He's
 2 having constant problems with his back, the rage, the
 3 wire cage in his back.
 4 Q. I do understand.
 5 A. Yeah. I try not to fight with him like Mr. Brown does
 6 because I don't think Bill is well. I don't want to
 7 fight with people who are sick. You wouldn't go to a
 8 rest home and fight with people there. I just try not
 9 to get into it.
 10 Q. And did you have any discussions about your vote switch
 11 after --
 12 A. Yeah.
 13 Q. Let's look at that. Eric has asked you about some
 14 quotes in the paper. Did you have any other discussions
 15 with Bill about the vote switch?
 16 A. Yeah.
 17 Q. Just tell me. What did he say?
 18 A. Bill was upset with me. I have disappointed him. And
 19 he wants me to vote his way, just to hang in there, try
 20 and see his way. Politics is just lobbying like
 21 everybody does.
 22 If you really want something and your gang isn't
 23 seeing your way or you need five votes from the table,
 24 just to see his way. Can I hang in there? Can I vote
 25 like he wants?

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 1 Q. And when you say vote like he wants, what did you
 2 understand?
 3 A. He wants intelligent Design, you know, more ideas and
 4 theories thrown out to the kids.
 5 Q. We get to the October meeting. And as you know, there
 6 were a couple of versions of curriculum changes in front
 7 of you?
 8 A. Yeah.
 9 Q. Do you recall discussion relating to those changes?
 10 A. Yes.
 11 Q. Tell me what you can recollect if anything, just about
 12 the varying versions and so on.
 13 A. Well, you've got the team of Brown and Brown, you know,
 14 that don't really want this. I mean you know. They're
 15 upset. I mean you know Board members don't -- because
 16 you are all talking about it, and it comes up they don't
 17 want it.
 18 Noel is extremely religious, too. And I don't
 19 really remember Noel, but I know Noel was talking. I
 20 don't remember everything that he said. I know Noel was
 21 talking about things, too.
 22 You know, just the two sides going head to head on
 23 this stuff like they do. I really wasn't in that, you
 24 know. None of it is my thing. The bio textbooks and
 25 everything are not what I wanted to devote my time and

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1 energy.

2 York County High, the School of Technology, that

3 type of thing is what I am really into, you know,

4 budget, more money items, not this. But I know they

5 weren't getting along. They argued about it all the

6 time.

7 Q. You mentioned Noel Wenrich?

8 A. Yeah, Noel.

9 Q. You said he was very religious?

10 A. Noel is deeply religious I think.

11 Q. Did he agree with Bill Buckingham?

12 A. That's the thing. They fight about it, but yet Noel is

13 very religious. But they were fighting a lot, a lot of

14 fighting, but this is mostly one to one. Me and Heather

15 always happen to be in the way, and the seats are

16 flying. The chairs are flying around.

17 You know, it had nothing to do with me and Heather

18 that I really remember. We are quiet about it. They

19 are the ones that are almost fist fighting about it.

20 They are throwing chairs. And it was really getting

21 heated. It was really bad. I thought it was going to

22 go. I really did.

23 Q. Were they discussing the various proposed curriculum

24 changes?

25 A. Yeah.

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1 Q. Did you play any role in shaping those proposed

2 curriculum changes?

3 A. No.

4 Q. So when did you first see them, shortly before the

5 meeting?

6 A. It was after the meeting. It was after. It's the

7 executive session stuff that they are really getting

8 into it. But that's because Bill -- you don't

9 understand.

10 If you don't go along with Bill, he thinks you are

11 an atheist and questions your religion. You can't do

12 that with Noel. You can't do that. Noel got violently

13 angry. They almost went to blows with fists. And the

14 chairs were flying because Bill says you are an atheist

15 if you don't go along with it.

16 Q. Along with what?

17 A. With him, with this Intelligent Design. Bill thinks you

18 don't believe in God.

19 Q. Was this in the executive session?

20 A. Yeah. Yeah, Heather and I thought we were going to get

21 hit, yeah, right in it. And the chairs were flying

22 right over us. We thought we were going to get punched.

23 Q. I just want to get an understanding here for what went

24 on.

25 A. It was really bad.

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1 Q. It seems from what you are saying the executive session

2 is discussing the proposed curriculum changes?

3 A. Just informal. Very informal.

4 Q. And this heated argument broke out between Bill and --

5 A. Noel.

6 Q. What do you recall Bill actually saying?

7 A. Don't you believe in God? I remember that. Noel just

8 went after him how dare you? Noel went after him. And

9 Bill stood his ground for as sick as he is. Bill stood

10 his ground, and much older than Noel I might add.

11 Q. What was the reaction of the other people in that room?

12 A. Everybody is just trying to get out the door. Everybody

13 is just literally rushing out the door, everybody.

14 And me and Heather are caught right here with

15 them. We were in the seats with them, which flew. The

16 seats flew in the air.

17 MR. ROTHSCHILD: God or human lifted?

18 A. Both. The force of big men getting up real quickly.

19 They are both big men. They are tall and substance to

20 them.

21 BY MR. GILLEN:

22 Q. Was there anything else said in that executive session

23 relating to --

24 A. I am sure.

25 Q. Can you recall?

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1 A. I doubt it. I know the fight. There's pushing and

2 shoving, and everybody just got out quickly.

3 Q. Okay.

4 A. Because Bill kind of questions your religion when you

5 don't go along with it. That's why everybody takes

6 offense. But Noel doesn't like that.

7 Q. Okay. Now you have said that you had the sense Bill was

8 questioning your --

9 A. I think he does it. I don't think he means to do it,

10 but he does it, yeah.

11 Q. Give me a better sense, Angie.

12 A. He just thinks that I think like with really, really

13 religious people, you are supposed to go out in the

14 world and testify, if you will, to other people that you

15 are religious, and that you believe in God, and God is

16 important and everything like that.

17 I think that people think you should do this, that

18 are like Alan and Bill and like Noel, you should. Noel

19 has invited me to his church several times in Lancaster,

20 but it is too far to drive. But I go to the same kind

21 of church Nazarene that Noel goes to. And they do want

22 you to do this.

23 I don't attend every Sunday. Noel attends every

24 Sunday no matter what. I don't. I believe they think

25 you are not being a good Christian if you don't do that.

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1 That is how I feel.

2 Q. That's what I want to get at, Angie. I know that you

3 have a feeling. I understand, I think I have a sense

4 for the context that produced that. But like Eric, what

5 is really important here is kind of what was said.

6 There's sort of what you feel.

7 A. Yeah.

8 Q. And what was said.

9 A. You are saying that perhaps I am getting an idea when I

10 shouldn't. That could be.

11 Q. I want to be fair. That's my goal here, to find out

12 what you know.

13 A. Okay.

14 Q. But there is a big difference between people talking

15 about their religion and making you uncomfortable

16 because you think it is an important personal matter.

17 A. Right.

18 Q. And people saying I want to witness my faith.

19 A. Absolutely.

20 Q. And you feeling uncomfortable because you feel I live my

21 faith through good deeds and charitable words.

22 A. I do.

23 Q. I understand that. But what we are talking about here

24 is this sense you had that if you didn't vote the way

25 Bill --

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1 A. Right.

2 Q. -- or Allen wanted you to vote, you have the sense they

3 would feel you were not a Christian?

4 A. Not a Christian, plus probably betrayed for friendship,

5 too. I have done more for Bill than Alan. So we are

6 friends, too. I'm sure he doesn't feel like this any

7 more. I think he feels I betrayed him by going against

8 him -- or the Board, not in person or anything.

9 I never did anything against him, but he feels

10 this is against you if you don't go along because he

11 thinks it is important.

12 Q. Now I don't want to belabor this point. What I want to

13 do is focus you and me on what was said. I want to ask

14 you: Did Alan Bonsell ever say anything to you along

15 these lines if you don't vote for the curriculum change,

16 you are not a good Christian?

17 A. No, not Alan. I don't think Alan would do that.

18 Q. Did Sheila Harkins ever say anything to that effect?

19 A. Never.

20 Q. Did Heather Gessey ever say anything to that effect?

21 A. No, not that I recall right now, no.

22 Q. Did Noel Wenrich ever say anything to that effect?

23 A. Noel and I had in depth conversations about, you know,

24 this, yes.

25 Q. My question was imprecise. I understand that you share

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1 a religious conviction to a certain measure.

2 A. Noel and I are definitely friends. I really enjoy his

3 two little kids. I have been invited to his house many

4 times with his mom cooking. His mom is quite a cook.

5 They are more friends, more personable, on a

6 personal level and friendship level than Bill or even

7 Alan. Alan invites you to his house a lot, but that is

8 always political.

9 Where Noel is like, you know, come for dinner just

10 to hang out. Because my husband died, they invited me

11 for dinner a lot, especially when he lived down in

12 Dover, not anymore. He is way too far away now. He did

13 invite me, you know.

14 Q. Well --

15 A. Several times, like three or four to dinner that I did

16 go. A couple of times, I couldn't. They have dinner a

17 lot, like inviting people in.

18 Q. And I understand. What I am trying --

19 A. We have exactly the same religion so we are more on the

20 same railroad tracks, you know, the Nazarene railroad

21 tracks.

22 Q. Got you. And what I am trying to --

23 A. I communicate better with him.

24 Q. Sure.

25 A. But Noel can be violent too, don't get me wrong. Noel,

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1 I haven't voted Noel's way a couple of times. Like the

2 building project, this isn't religion. This is the

3 building project that my vote caused it not to keep on

4 going. I don't think Jeff and him were very happy. But

5 I had a reason because I thought it was too much money.

6 Q. Sure.

7 A. That is why I did that.

8 Q. You know, what I am trying to do here is focus on the

9 curriculum change.

10 A. Okay.

11 Q. And distinguish the feeling that you had.

12 A. Noel and I did have conversations about that actually.

13 I think we feel the same, a little bit pressured.

14 Q. And, again, I want to take the feeling off it and focus

15 on what was said to you.

16 A. Okay.

17 Q. And ask you: Did Jane clever ever say to you, Angie, if

18 you don't vote for this, you are not very Christian?

19 A. No, no.

20 Q. Or any words to that effect?

21 A. Janie wouldn't. Janie is very well-spoken and

22 sophisticated. She doesn't dole out threats. Janie is

23 not like that. She is very, very just mannerly and very

24 well-spoken. She doesn't ever like accuse or maybe

25 accuse. Do you know what I mean? Saying like maybe you

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1 Q. Do you understand that those three theories --
 2 Evolution, Intelligent Design and this Alien Theory --
 3 as something distinct from Creationism?
 4 A. Well, I think that Creationism ties in with all of them
 5 to a point. You can read that in it such as where did
 6 it really come from, if you really start asking
 7 questions.
 8 But I don't think -- I know what they taught me in
 9 ninth grade at Dover. Plain and simple, you are in and
 10 out of it in one minute. You take the test. That is
 11 it. You just keep moving on. I do remember it.
 12 Ninth grader's minds aren't really sitting there
 13 wondering what happened a billion years ago anyway.
 14 That is not what their mind is on. I was a ninth grader
 15 once.
 16 MR. ROTHSCHILD: Please let's not go down that
 17 road. Pat and I both have kids on that track.
 18 A. Mostly getting a car and car insurance was the two
 19 biggest things that stood in my way.
 20 MR. ROTHSCHILD: That would be perfect.
 21 MR. GILLEN: It is certainly more elevated than
 22 men.
 23 BY MR. GILLEN:
 24 Q. When that meeting came up, I am looking now at the
 25 public comment.

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1 A. Okay.
 2 Q. Do you have any recollections of public comments made in
 3 connection with the contemplated curriculum change at
 4 the October 18th meeting?
 5 A. Yes. They weren't happy as usual, yes.
 6 Q. When you say they --
 7 A. The usual gang.
 8 Q. Just give me --
 9 A. Callahan, Snook, all of them. They're parading up to
 10 the podium.
 11 Q. That is one group of former Board members?
 12 A. Right.
 13 Q. And then were the teachers present?
 14 A. Yes. They always are.
 15 Q. Was Bert Spahr present?
 16 A. Yes. They always are.
 17 Q. Do you recall whether Bert Spahr addressed whether the
 18 teachers were teaching origins of life?
 19 A. Yeah, yeah.
 20 Q. Do you recall?
 21 A. I am pretty sure she did. She just wants to know what
 22 is going on and if they are going to be teaching that.
 23 She is not happy about it obviously, very unhappy about
 24 it.
 25 Q. Do you recall whether she said the teachers don't teach

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1 origins of life?
 2 A. Yeah. I believe she yelled that, we do not. It is
 3 important to her not to teach it.
 4 Q. Were there any other discussions from the public comment
 5 that come to mind? Was Barric Callahan there?
 6 A. Yes, she's always there. Always there. Every meeting,
 7 even planning. You have planning and the Board meeting
 8 -- the public Board meeting. She is always at both.
 9 Very few time, she is not.
 10 Q. Do you recall what she was saying or anything she said?
 11 A. She doesn't want it. She is always complaining about
 12 it.
 13 Q. Do you recall what her reasons were for not wanting it?
 14 A. She thinks you are doing damage to the kids. She does
 15 believe you are damaging the children with it. I know
 16 that.
 17 I mean some of the stuff she says I guess makes
 18 sense. She doesn't agree with it at all. It is a bad
 19 idea. You are upsetting the teachers. You are
 20 upsetting the public. You are upsetting the taxpayers.
 21 You are upsetting her, the parents, because she has
 22 kids. I mean she is right out with it. She doesn't
 23 hold anything back.
 24 Q. Right.
 25 A. She doesn't believe you are doing a good thing, and she

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1 tells you right out. Yes, she is involved with the
 2 school with her children. She's a parent, not just a
 3 taxpayer, a constituent, maybe somebody that voted for
 4 you, maybe somebody that doesn't like you. She makes
 5 that clear.
 6 But I mean I guess she does have merit because the
 7 parents should be there. More parents, different
 8 parents would be nice rather than same people all the
 9 time. That is all it ever is.
 10 Even like the big debate that we just did, it is
 11 always the same people. I said that to several people
 12 in the room do you see, it is always the same teachers.
 13 I think Dr. Nilsen requires the administration to
 14 be there at least at so many meetings. I am pretty sure
 15 they must be there. You should be to know what is going
 16 on. It is always the same. It would be nice to see
 17 some different faces.
 18 Again, that's where you become complacent and not
 19 listen to them because it always the same people up
 20 there complaining about the same thing. They kind of
 21 sound the same because they are always complaining. It
 22 could be a different subject, but they are always there.
 23 Q. I do understand. When you voted for the change despite
 24 the objections, I know you have referenced that Bill
 25 asked you if you could stick with him?

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1 A. Right.

2 Q. Different theories?

3 A. Yes.

4 Q. Was there anything else that was a part of your decision

5 at the time?

6 A. Well, I guess initially, I never knew it was going to

7 cause this much trouble or get this big or even go this

8 far. Who would have ever dreamed? I didn't think so.

9 I mean Noel told me that Bill wants to take this

10 to the Supreme Court. I just totally dismissed Noel. I

11 said stop it, Noel, like you're really blowing something

12 out of proportion. That is what I meant. I was a

13 little bit aggravated with him. I said stop, you know.

14 I never dreamed it would even go this far. Not

15 even as far as it went before this. I didn't really

16 think it was going to blow up like this or cause this

17 much problems or damage, you know, as in getting

18 lawyers, everybody suing everybody. Half thinking one

19 way, half thinking the other.

20 Q. Okay.

21 A. Which is like splitting everybody. They are arguing.

22 Q. I know that since you voted in October, on October 18th,

23 you have changed your view?

24 A. Yes.

25 Q. And you have referenced a comment that Mr. Buckingham

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1 made that you felt under pressure?

2 A. I did feel pressure, yeah. That comes from other

3 confrontations, too, that wouldn't even be about this.

4 Do you know what I mean?

5 If they are expecting you to help them out, you're

6 expecting a friend to show up to help you move, and they

7 don't show up, and you have got four friends instead of

8 eight, boy, your back's talking to you.

9 It is the same deal. It comes it is like, you

10 know, like a Domino Theory, boom, boom, boom. I mean

11 Bill lets you know. Alan and Janie aren't like that.

12 the ones that -- the other ones.

13 I mean I think that Bill and Alan and Janie and

14 Noel would be, and Heather to a degree, but Heather

15 isn't in with my grouping of Alan, Bill, and Janie and

16 Noel as really being very, very deeply religious and

17 letting people know about it --

18 Q. Sure.

19 A. -- as a conviction and promise to their church probably.

20 I am just saying that. I don't know that to be a fact.

21 Q. And --

22 A. They didn't say that, you know. But they are doing what

23 they think they should do.

24 Q. Let me just -- I am trying to focus on the reasons you

25 have rethought your decision. And I know Eric has asked

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1 you about the comment you made concerning feeling

2 pressure --

3 A. Yeah.

4 Q. -- because you might be considered unChristian?

5 A. I still feel pressure. Even though I am completely off

6 the Board, when I go in and sit down in the conference

7 room where they put you, they take you there. You're

8 not allowed to be with the public for the debate. Alan

9 doesn't talk to me.

10 You can feel it. It's divided everybody. It's a

11 big divide. It is like the 800 pound gorilla is what

12 the newspaper calls it, and it is. You might not talk

13 about it, but it is there.

14 And the other members glare at you. It is not a

15 pleasant look. It is not hey, how are you doing?

16 Sheila always talks to me. She is not like this.

17 Holding these grudges and fighting all the time, Sheila

18 is not like that. But some of the other ones are like

19 it is personal, it is not just political and business.

20 It's like running a 33 million dollar business.

21 That is what you are doing. That is your job. It is

22 like a corporation, even though it is not. It is public

23 education.

24 Q. Yes. And I understand what you are saying about the

25 lobbying and the political things.

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1 A. It goes on all the time. It is just politics.

2 Q. Sure.

3 A. It is what they do.

4 Q. Let me ask you this: It is just politics except I think

5 from what you have told us today, you viewed Bill

6 Buckingham's comment to you, that wasn't politics?

7 A. He has a way of offending people. He is getting too

8 much into it. I guess he considers this as his

9 personal, you know, like baby that he is watching grow.

10 You know? Like taking a plant or puppy, you have a

11 personal thing that you really like, and you are going

12 to watch it grow. That's how I feel.

13 Q. Well, and --

14 A. I think Alan has always wanted to change it, but Alan

15 isn't overt like Bill is. Alan is more reserved like

16 his mom and dad are and his grandma. He is more

17 reserved and more quiet and, you know, low spoken.

18 Q. Sure.

19 A. Whereas Bill is out there swinging like with Noel. He

20 is right up there.

21 Q. And what I am trying to get at, Angie, is you have

22 indicated now looking back at it, you think I didn't

23 make the right decision. I would like to change it.

24 A. I just want to go back a little bit and let's sit down

25 again.

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1 Q. Sit down for what purpose?

2 A. To rethink these things and talk about it a little bit

3 more. That is all I wanted. I didn't think I asked for

4 that much.

5 Q. And among the considerations, I want to make sure I

6 understand you. There's a couple of considerations you

7 have referenced that have prompted this rethinking of

8 your vote?

9 A. Right.

10 Q. We know there is a comment you said Bill made?

11 A. Yes.

12 Q. You said there is a divide in the community?

13 A. Yes, it is.

14 Q. There is disapproval --

15 A. Yes.

16 Q. -- on the part of some people?

17 A. Absolutely.

18 Q. Is there anything else that explains why you wanted to

19 revisit it?

20 A. The cost. The cost of trying to change everything. I

21 mean the cost is going to be tremendous.

22 Q. You think it is just not worth it?

23 A. Yeah, yeah. I think there can be some more important

24 things that we have got to be focusing on. It takes

25 your attention away from everything else, and nothing

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1 else gets done. I think it is going to be awful

2 expensive.

3 I kept telling Alan that just like the paper says,

4 I mean there could be lawsuits. It could be expensive.

5 There could be a lot of problems.

6 And everybody like Steve Russell, no, no,

7 everything is fine. You think you should listen to your

8 School District solicitor that everything is going to be

9 fine. But as it got bigger and bigger, the problem kept

10 like a snowball, you know. You're thinking this may be

11 expensive.

12 Q. Okay. And I do understand --

13 A. And, of course, problematic, too. Expensive and

14 problematic.

15 Q. By which you mean the tension in the community?

16 A. Yes, and they are not agreeing. And my neighbors are

17 standing in front of my car bitching about it what are

18 you doing? And they will yell at you as you go by. It

19 caused problems, and it still is.

20 They are not over yet, that they don't agree. I

21 guess they think well, I put you there. I voted for

22 you, but now you are doing something that I don't agree

23 with. So what are you doing?

24 They just question you right out. Us, us, the

25 taxpayers are responsible for you having -- it is just a

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1 volunteer job. It isn't like we get paid or anything.

2 We spend a lot of time and effort and of our own

3 money helping kids like donating things. With York

4 County High, something like that. I always gave them

5 money for books and things in there, the kids that I

6 would get involved with.

7 The taxpayers feel that you owe them an answer,

8 which I think you do. Like what are you doing with my

9 money? Well, you need to be accountable. You can't

10 just pass the buck to Dr. Nilsen or Denise Russell, who

11 used to be the business manager. You can't keep passing

12 bucks. You are like the bottom, the end, the buck stops

13 here, you know.

14 And the voters would say that to me. You are not

15 going to do this and that because that's going to cost

16 us money. Stop doing that. I think maybe we should go

17 back and talk about it and maybe get some community

18 answers.

19 These taxpayers are yelling at me should come in

20 with a group, and we all sit down and rethink it and

21 talk about it. I mean they should talk to Alan and

22 Bill. My neighbors who were complaining, there were

23 three of them, they should come in and talk with Bill

24 and Alan.

25 Bill and Alan aren't hearing what I am hearing.

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1 They are very adamant about it. They have an opinion,

2 and that has to count.

3 Q. Yes. So it is --

4 A. That's what tends to lobby me in their way.

5 Q. So it is that constituent pressure?

6 A. Yes.

7 Q. And these considerations?

8 A. They put you where you are at. They will tell you that,

9 which is a little bit embarrassing if they think you are

10 going against what their wishes are. So why are you

11 doing that? You know.

12 If you say well, I am just helping out my friends,

13 Bill and Alan, who probably think it's a good idea or

14 Heather or Janie, then they say look, we are paying the

15 Bill for this, stop doing it.

16 Q. Okay. Now am I right, Angie, that you are running for

17 School Board? Did you mention that?

18 A. Yes, two years, not four.

19 Q. Did you say you are running with the Browns?

20 A. The Browns. Mrs. Brown wants to be written in. She

21 didn't want the commitment and the fighting. But

22 Mr. Brown and I came back sort of on our own little

23 ticket between Dover School Board and between Dover

24 Cares.

25 Dover Cares is a takeoff of Barrie Callahan's last

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1 eleven. You are always in there. Back then, I had to
 2 drive him both ways or hire a babysitter to do it. That
 3 is when I started really getting involved. It is 22
 4 years of service since he has been five up there in
 5 Dover, just Dover, that's it, not other schools.
 6 Just York County High and the School of Technology
 7 because he went there then. I went there for classes.
 8 I think it's a good program because not everybody is
 9 geared to college or prepared or able for it I think or
 10 financially able to go in Dover.
 11 MR. ROTHSCHILD: How much longer do you think,
 12 Pat?
 13 MR. GILLEN: Not too much longer.
 14 BY MR. GILLEN:
 15 Q. You mentioned when Eric was questioning you that you do
 16 remember Bill making a comment about two thousand years
 17 ago?
 18 A. Yeah. He wasn't happy. He gets too upset when people
 19 don't agree with him. You can't get all whacked out
 20 yelling like that on a Board because it happens.
 21 Q. That is what I wanted to ask you. Was he responding to
 22 comments made by someone what he made that?
 23 A. Yes. Him and Mr. Brown are always fighting. They are
 24 always going at it because Mr. Brown takes offense, too,
 25 to his comments.

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1 Q. To his comments --
 2 A. They are firing it across the table all the time.
 3 Q. Takes offense to Bill's comments about what?
 4 A. Religion, yeah. He takes offense because I guess the
 5 Browns don't think it belongs there in public service.
 6 Q. Well, let me ask you when Bill said that, do you have a
 7 recollection whether that was in June of 2004 or could
 8 it have been another time?
 9 A. I asked Mrs. Brown because Mrs. Brown has documents.
 10 She saves everything, and I don't. Casey said it was
 11 June.
 12 I said when was this? I remember it like
 13 yesterday. I just sit there with Sheila and oh, boy,
 14 here we go. And Casey said it was June.
 15 Q. But apart from what Casey --
 16 A. But I don't have notes.
 17 Q. -- Brown told you, do you have any specific recollection
 18 of whether it occurred in June or maybe at sometime
 19 before or after?
 20 A. I think it was June. I don't think it was before that
 21 because Mr. Brown says it was November before that with
 22 the Pledge of Allegiance. But I don't remember that.
 23 You are going back two years now, November.
 24 Q. I do. And everyone who has been asked to testify --
 25 A. I asked Casey specifically. I said it was last summer,

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1 right? She said yes, it was June of 2004. I said okay.
 2 Q. Let me ask you that there have been some quotes here we
 3 have discussed today, quotes that have been attributed
 4 to Bill or attributed to you. Have you had experience
 5 with inaccurate reporting in the papers?
 6 A. Yes.
 7 Q. Give me who --
 8 A. Their business is to sell papers. They are going to
 9 sensationalize. That is what the paper does, they sell
 10 papers, you know.
 11 Q. Have you had over the course of this dispute --
 12 A. Yes.
 13 Q. -- have you seen reporting that you knew was inaccurate?
 14 A. I think they exaggerate to sell more papers, yes.
 15 Q. Can you recall any specifics that sort of prompted that
 16 thought on your part?
 17 A. It is all the time. The newspapers do exaggerate to
 18 make things look worse than they do to sell papers.
 19 You will walk by and say ah, and you will pick it up and
 20 buy it. That is what they want.
 21 Yeah, I think they do all the time. Everyday.
 22 Q. Do you feel like that exaggeration has been part of the
 23 reporting here?
 24 A. Yes, they are right on this. But this is big, you know.
 25 They made it big, too, you know.

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1 Q. What do you mean by that?
 2 A. But it is big. I think they have splattered it
 3 everywhere. People are so sick of looking at Dover in
 4 the paper, and so am I.
 5 I think you will tend not to read it. I think it
 6 is going to go against them. People come up to me and
 7 say if I see Dover in the paper again, I am going to
 8 vomit. If I see Dover in the paper again, I am so sick
 9 of it. What is the matter? I know.
 10 It is like we are always in the paper. So then
 11 people think there is something wrong with us. So I
 12 guess if you are arguing all the time, there could be
 13 something wrong with you. If you are always fighting
 14 with people, that is not normal either, you know. It
 15 does make us look bad.
 16 Q. Let me --
 17 A. I think we look bad. I think I look bad.
 18 Q. Let me ask you about Joe Maldonado. Earlier Eric showed
 19 you a quote.
 20 A. He is always there. He is like a fixture. He is always
 21 at every meeting, and he is into it.
 22 Q. And by into it, you mean?
 23 A. He is into all this. He listens more intently than any
 24 reporter I have ever seen. I mean he does his job and
 25 way over

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1 Q. When he reported you saying that many on the Board had
 2 pressured you --
 3 A. Right.
 4 Q. You said today --
 5 A. I just made the statement I feel pressured. I didn't
 6 say many. I said I feel pressured.
 7 Q. I believe you testified today that it was Bill who --
 8 A. I think I told him that. He's there with Bill yelling
 9 at me. How can you not feel pressure when someone is
 10 over there yelling at you do you know what you have
 11 done? You have ruined everything.
 12 Q. So in that instance Joe Maldonado's reporting was
 13 inaccurate?
 14 A. He sensationalizes es to sell papers. It is money. It
 15 is all about money.
 16 Q. Do you believe that he has done that at other times --
 17 A. I am sure.
 18 Q. -- in reporting disputes?
 19 A. I just can't pick out a newspaper article and read it to
 20 out of my brain. I don't have that kind of
 21 recollection, but I am sure that yes, that would be
 22 true. Definitely, definitely.
 23 Q. How about the other reporters who have been sort of
 24 focused, Heidi Bernhard Bubb for example?
 25 A. Heidi, I forgot about that one.

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1 Q. Have you had an impression as you went along that she --
 2 A. Yes.
 3 Q. -- has been inaccurate?
 4 A. Yes. I don't have any personal experience with her, but
 5 yes, yeah. She more goes for Alan and whoever is Board
 6 President. I saw her making a beeline. She wants the
 7 top, the President or the Vice-President. She is not so
 8 much into the Board members. I noticed that she goes
 9 for the top, yeah. It is more -- that's her thing, but
 10 it is everywhere.
 11 Q. How about Lauri Lebo, did you have a sense as you went
 12 through that Lauri was always inaccurate?
 13 A. My opinion of Lauri is she is really aggressive in
 14 getting her story and trying to find you and trying to
 15 reach you like an aggressive reporter. Whereas other
 16 two are more whatever. They will just take whoever is
 17 there. They don't care.
 18 Lauri more goes after you. Like she is more like
 19 tracking you down. The other two, no, they don't track
 20 you down. It is whatever, whoever is there.
 21 Q. Is it possible -- do you remember whether Bill
 22 Buckingham could have said that comment to the effect
 23 that Christ died 2,000 years ago more than once while
 24 you were on the School Board?
 25 A. He could have. I know that he is into that.

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1 Q. Well, in an effort to --
 2 A. The comment makes you feel bad. You know what I mean?
 3 I mean some of the stuff Bill says makes me feel bad.
 4 You know, like you are not grateful that somebody died
 5 for you, I assume that is what he is trying to get
 6 across to Mr. Brown who he is yelling at across the
 7 table, that Mr. Brown is ungrateful.
 8 Mr. Brown just takes it the other way.
 9 Q. Do you remember that comment being directed to
 10 Mr. Brown?
 11 A. I thought it was to Mr. Brown. Like the Muslims and
 12 everything, they fight. Him and Mr. Brown go at it like
 13 him and Mr. Wenrich. They go at it.
 14 I don't think -- people like Sheila and I, we are
 15 not into that hand to hand combat, if you will. We are
 16 more laid back.
 17 Q. You've mentioned that it is your sense that Intelligent
 18 Design speaks to the existence of God?
 19 A. Yes.
 20 Q. Let me ask you again: Do you recall any other Board
 21 members saying that?
 22 A. Well, you know, not really like that, no. Not like you
 23 are saying it, no. I mean they don't stand up and say
 24 this is God. Now you people vote for it.
 25 They don't do that, no.

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1 Q. Did you think that other Board members made that link?
 2 A. I think so.
 3 Q. Why, Angie? Just tell me.
 4 A. I think I feel the same way as Bill when you walked into
 5 that science room and see that unprofessional very
 6 anatomically graphic picture of the spex, it does
 7 definitely offend you. It has got to offend some
 8 people. Probably more than fifty percent I would say
 9 would be an educated guess.
 10 It is kind of a strange mural. It was kind of
 11 weird. I mean it is different like just sitting in bio
 12 like I did in ninth grade, my God, we are going back
 13 here 33 years. I had Mr. Meyers, bio teacher, and he
 14 says it in one second and goes on.
 15 When you see the mural, it is bound to offend some
 16 people. It can see his point.
 17 Q. The mural --
 18 A. Yes.
 19 Q. -- being offensive?
 20 A. Absolutely. It is. I mean it is like ape and you, only
 21 in male.
 22 Q. You have referenced this notion that you think Bill was
 23 grateful in trying to give something back?
 24 A. Yes, I do.
 25 Q. Is that based on generalized discussions about his

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1 religious convictions?

2 A. I think it is his health problems. I think that he even

3 attributes God to being alive. By rights, he probably

4 shouldn't be being thrown off that balcony like he was,

5 taking that kind of fall from that height and a bullet.

6 Q. I do get that, but what I am trying to say is is that

7 his attitude towards life generally, or was it his

8 attitude specifically as he approached the biology

9 curriculum?

10 A. I think towards life.

11 Q. How about Alan? You said he has made statements to the

12 effect that God has been good to me?

13 A. Yes.

14 Q. God has been good to my wife?

15 A. Yes, he is. But Alan says it an awful lot.

16 Q. I do understand that. And I understand when you say I

17 am uncomfortable with that.

18 A. It is other things, too. It is not just that. With all

19 of the campaigning, you go into Alan's kitchen/bathroom,

20 and there's this huge sign in front of you when you are

21 trying to go to the bathroom that says have you thanked

22 God today. There's other things. It is like wow.

23 Other Board members have made comments to me about

24 it, too. I am not the only one that feels --

25 Q. I understand, Angie.

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1 A. -- that they are sitting on your shoulders jamming it

2 down your throat. That is how you feel. You feel like

3 the religion is coming at you. You are here, and oh,

4 boy.

5 Q. I understand. Let me just say did Alan ever say God has

6 been good to me, and for God's sake, I am going to make

7 this curriculum change go through?

8 A. No. Alan is not like that.

9 Q. How about Heather Geesey, did she ever say God has been

10 good to me, too, and I am going to --

11 A. She just says God has been good to her, and she is

12 grateful for everything she has. Mostly her kids who

13 are healthy. Not like that, no.

14 Q. How about Jane Cleaver, same thing?

15 A. No.

16 Q. Did she ever make a statement along these lines?

17 A. She thanks God a lot, but nothing like that.

18 Q. Did Jane Cleaver ever make a statement to you to the

19 effect that God has been good to me, and therefore I am

20 going to ram this biology curriculum change through?

21 A. No. Just that God has been good to her, no.

22 Q. One final thing, just an area I want to make sure I

23 understand correctly. You have indicated that a lot of

24 what has gone on here, what you see is just politics?

25 A. Right.

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00103

1 Q. You have indicated that people have tried to persuade,

2 and I know that Bill you recall making this comment that

3 made you very uncomfortable?

4 A. Yeah.

5 Q. Was there anything else in this process as we go through

6 it with people trying to persuade you one way or the

7 other on these issues, the biology text, Of Pandas and

8 People, the curriculum change that you thought was

9 outside the ordinary realm of School Board politics?

10 A. Boy!

11 Q. Focus on the Board members.

12 A. That is going back in your memory. It has been going on

13 so long. And like you know probably walking down the

14 halls with Mr. Wenrich, we talked about it, like what a

15 mess.

16 I remember walking from executive session to the

17 Board table with Mr. Wenrich, like we discussed things.

18 Like Mr. Brown and Mrs. Brown and I do, Ms. Casey Brown,

19 what a mess.

20 Like it is like predictions. Like this could

21 really get bad. This could really grow. This could

22 really get into something that we probably don't want.

23 Like me an Noel, Noel, blah, blah, blah about Bill.

24 It is always like the same with Noel and I, that

25 Bill wants to take it to the Supreme Court. I just go

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00104

1 oh, please, you have got to be kidding me. I remember

2 walking down the hall with Noel and Noel going that's

3 not a good idea. And I am thinking no, it is not, not

4 for money.

5 It's like we walk around and verbally worry about

6 it. That is what we are doing. We are making

7 conversations and comments that we are worried. It was

8 mostly like Noel, me, Mr. and Mrs. Brown that we were

9 worried that this is really going to explode on the

10 scene that you don't want. I don't want it. They don't

11 want it.

12 With those three -- it was like four of us that

13 were worried probably a little bit ahead of time. We

14 were worried. And I thought at that time, we were

15 worried for nothing. Little did I ever know it would

16 get this big or I would ever even be here on this

17 beautiful river talking about it.

18 I thought that Noel was really being excessively

19 paranoid stating the Supreme Court about anything. That

20 I remember.

21 Q. And my question may have been --

22 A. And Noel would say to me do you think this is a good

23 idea? And like the bottom line is there is nothing

24 wrong with some religion. People think this is too much

25 religion. Like there's nothing wrong with a little bit

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00105

1 of religion.

2 I think most of them would tolerate that. It is

3 crossing the line. It is raising the bar too much. It

4 is like just moderation in everything. That was the

5 comments when we were all worried in between ourselves

6 in private little walking down the hall conversations.

7 And me just thinking you are just worrying over

8 nothing. That is how I first took it. I didn't really

9 realize -- and that's when I changed, when I realized it

10 is becoming an 800 pound gorilla.

11 Q. In terms of potential controversy?

12 A. Yes. I think it is kind of dumb that I didn't see it

13 coming.

14 Q. What I am trying to get at, Angie, is this: A lot of

15 what you said is it was just politicking?

16 A. Yes.

17 Q. Trying to get votes in line?

18 A. Yes.

19 Q. Trying to get you to stay with me?

20 A. Right.

21 Q. You've mentioned a comment by Bill which is outside of

22 the ordinary?

23 A. Okay.

24 Q. Vote with me, or you are unChristian?

25 A. Right, right, right.

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00106

1 Q. Compare this -- it seems to me after talking to you that

2 that is sort of the specific thing you remember that was

3 outside the ordinary politicking?

4 A. Bill has been upset with me. He is a little too much

5 over the edge when he doesn't get his own way. Noel can

6 be very violent, like loud and like sort of coming after

7 you for things that you probably don't deserve that

8 much.

9 Q. But again, that is just ordinary sort of interpersonal

10 relationships?

11 A. I think it is a man thing. That is what I think. The

12 girls don't do this on this Board. Heather and Sheila

13 and Janie and me, we don't go after people yelling and

14 bellowing and waving our fists. We are not like that.

15 It is a man thing. It is the men that are doing

16 it, not the women. They are getting more upset than

17 they probably ought to be for a volunteer job, you know.

18 Q. There has been a great deal of Board deliberations on

19 the building project?

20 A. Yeah.

21 Q. Stop right there. And then we look at there has been a

22 lot of deliberation and discussion about the biology

23 curriculum change?

24 A. Oh, yeah.

25 Q. If you compare the activities of the Board members, the

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00107

1 heated exchanges and so on, are they about the same in

2 your judgment?

3 A. Well, there was one time that Mr. Brown and Mr. Wenrich

4 were very mad at me because I was the vote that said no

5 to go on with the building project. They were very

6 upset with me.

7 The only one that was close to Bill is Noel. Not

8 Brown. Brown is more like funny. He makes things a

9 joke. You never really know what side of the fence

10 Mr. Brown is on.

11 Q. What I am trying to get at is the pressure that you felt

12 from Board members to go their way. And what I am

13 trying to see, Angie, is this is a political Board?

14 A. Yes.

15 Q. People hold their positions pretty intensely.

16 A. Yes, they do.

17 Q. Do you think that those two processes in terms of the

18 strength of the conviction of the members, the

19 activities they engaged in to try to get together a vote

20 of five were about the same?

21 A. I think the one time with Noel is the same as Bill, yes,

22 the one time that Noel yelled at me.

23 Q. Just the process overall.

24 A. The building project?

25 Q. Yes. Has that been the same?

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00108

1 A. That was a nightmare, too, trying to cut money.

2 Q. Let me ask you one other question about the October 18th

3 meeting.

4 Do you recall speaking with Bryan Rehm at a break

5 in that meeting?

6 A. I have only had one conversation with him. I called him

7 at his house.

8 Q. You don't recall speaking with him at the break?

9 A. No. I called him at his house.

10 Q. Do you recall what you spoke about when you --

11 A. Yes. I told him that he can't run for Board if he is

12 suing the Board. You can't sue yourself. That's what I

13 told him. It doesn't make a lot of sense here to sue

14 yourself.

15 Q. Did you make any comments to him to the effect that the

16 Board was spending its executive session figuring out

17 how to thwart his candidacy?

18 A. I said they were talking about him in the execution

19 session, that you can't sue yourself. That it is kind

20 of dumb to sue yourself.

21 Q. Did you make any comments to Mr. Rehm to the effect that

22 the Board was working on a plan to ostracize him or

23 isolate him if he --

24 A. I don't think anybody likes him. I think he comes

25 across as arrogant and condescending. That is how I

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00109

1 feel in the presence of Bryan a lot. I know Bryan is
 2 very angry with each and every one of us.
 3 Q. Did Bryan speak at the public meetings?
 4 A. Yes, yes.
 5 Q. When you were at the Board --
 6 A. He has a very thundering voice. He is very loud and
 7 very take charge and very pissed off. I think that
 8 would be a good way to sum up Bryan in two words.
 9 Q. During your tenure on the Board, were you disposed to
 10 credit his positions, or did you have the sense he was
 11 complaining?
 12 A. He is always complaining, like the rest of them. He
 13 complains a lot. He is not a happy camper, and he has
 14 been very unhappy with each and every one of us. When
 15 he was interviewed to be on the Board with all the
 16 resignations, he was hostile. He's not too happy.
 17 Q. Did he participate in the meet the candidates evening
 18 recently?
 19 A. Yeah, yeah.
 20 Q. Did he speak to Intelligent Design?
 21 A. Yes. He is very loud and very forceful, like his voice.
 22 He is well-spoken, yet it is just this constant
 23 condescending -- like he talks down to everybody. My
 24 assistant wonders why he doesn't teach at MIT and
 25 Harvard, the way he acts so superior to everyone. That

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00110

1 is how my assistant feels when he is bellowing to the
 2 crowd. I definitely feel that way, too.
 3 I try to talk to people just like they are people,
 4 just like we are having a conversation. I try not to be
 5 so rehearsed like Dover Cares is and so professional. I
 6 think that a lot of people think it's condescending, and
 7 I agree.
 8 It's like talking down to you like you are
 9 nothing, don't you understand how brilliant I am in
 10 physics and biology and everything.
 11 Q. Did you see him engaged in exchanges with other
 12 candidates or Board members at the meetings?
 13 A. Yes.
 14 Q. How would you describe those?
 15 A. Combative.
 16 Q. Would they be akin, similar to the exchanges you have
 17 seen among existing Board members during your tenure on
 18 the Board?
 19 A. Yeah, yeah. It is politics.
 20 Q. Have you spoken with any of the plaintiffs in this
 21 litigation?
 22 A. Yeah.
 23 Q. Who?
 24 A. Cynthia Sneath and Beth Eveland.
 25 Q. Can you recall what you said?

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00111

1 A. Yeah. I went up to -- I told Walczak who said that they
 2 were suing the District, I went to the State House. And
 3 I asked Cindy and Beth -- I always felt I could speak
 4 with them. They seemed nice and definitely open to
 5 talking. I talked to them several times.
 6 But I mean the one thing that sticks out is I
 7 asked Cynthia to run. She said she is too busy to run
 8 for Board. She runs a home based business which takes
 9 seven days a week.
 10 I talked to Cynthia and Beth about what was the
 11 matter. I mean why are you so upset about everything;
 12 what did you want? How would you feel better? They
 13 have always been very nice to me, and I am able to talk
 14 to them.
 15 The rest of them, no, I haven't spoken to any of
 16 them.
 17 MR. GILLEN: I have no further questions.
 18 MR. ROTHSCHILD: I have no more questions. Thank
 19 you very much.
 20 (The deposition was concluded at 12:50 p.m.)
 21
 22
 23
 24
 25

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00112

1 COMMONWEALTH OF PENNSYLVANIA :
 2 :
 3 COUNTY OF CUMBERLAND :
 4 I, Vicki L. Fox, Reporter and Notary Public in and
 5 for the Commonwealth of Pennsylvania and County of
 6 Cumberland, do hereby certify that the foregoing
 7 testimony was taken before me at the time and place
 8 hereinbefore set forth, and that it is the testimony of:
 9 ANGIE YINGLING
 10 I further certify that said witness was by me duly
 11 sworn to testify the whole and complete truth in said
 12 cause; that the testimony then given was reported by me
 13 stenographically, and subsequently transcribed under my
 14 direction and supervision; and that the foregoing is a
 15 full, true and correct transcript of my original
 16 shorthand notes.
 17 I further certify that I am not counsel for nor
 18 related to any of the parties to the foregoing cause,
 19 nor employed by them or their attorneys, and am not
 20 interested in the subject matter or outcome thereof.
 21 Dated at Camp Hill, Pennsylvania, this 6th day of
 22 May, 2005.
 23
 24 Vicki L. Fox
 25 Reporter - Notary Public

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